

MUNICIPAL RECORD



MINUTES *of the* PROCEEDINGS

OF

THE COUNCIL

OF THE

CITY OF PITTSBURGH

For the Year 1939



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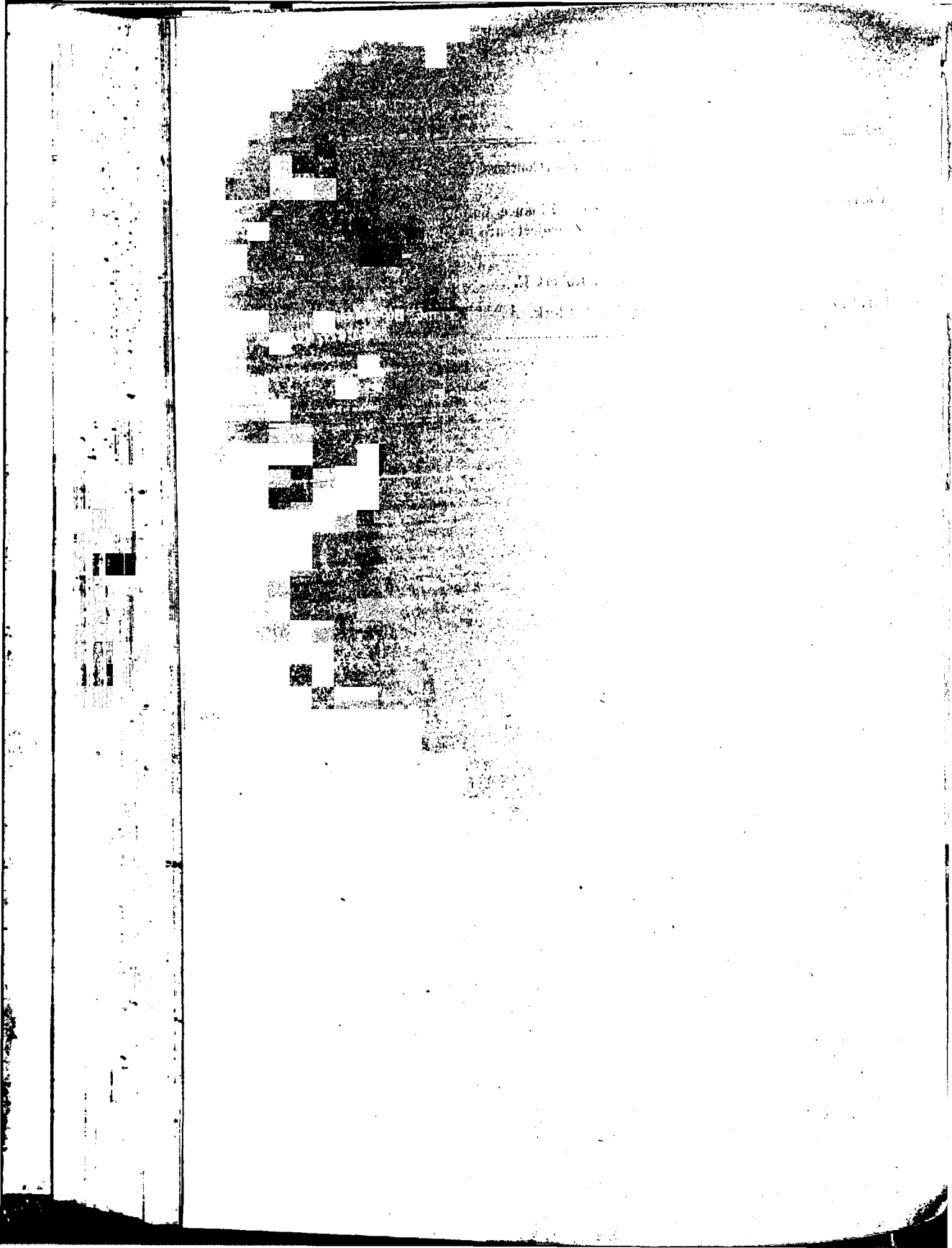
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Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL., LXXIII

Monday, January 9, 1939

No. 1

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE.....President

EDW. W. LINDSAY.....City Clerk

JAMES W. PATTERSON Ass't City Clerk

Pittsburgh, Pa.

Monday, January 9, 1939

Council met.

Present:—Messrs.

Gallagher	Weir
Garland	Wolk
McArdle	O'Toole, (Pres't)

Absent:—Messrs.

Anderson	Evans
Demmler	

PRESENTATIONS.

Mr. Gallagher (for Mr. Anderson) presented

No. 2168. Resolution authorizing and directing the City Controller to transfer \$7,000.00 from Code Account 1461, Salaries, Regular Employees, Bureau of Fire, to Code Account 1443, Salaries, Regular Employees, Bureau of Police.

Also

No. 2169. Report from the Bureau of Police of accident to Robert DePierre, age 11, of 233 Grace street,

who was hurt while skating at Olympia Park on December 31, 1938.

Also

No. 2170. Report from the Bureau of Police of accident to Mrs. Wealthy Trent, of 312 Lowen street, who fell while crossing Lowen street at Grace street on December 30, 1938.

Which were severally read and referred to the Committee on Finance.

Also

No. 2171. An Ordinance regulating the use of fusion welding, resistance welding and gas cutting of structural steel in the construction, alteration and additions to buildings and structures within the City of Pittsburgh.

Which was read and referred to the Committee on Public Safety.

Also

No. 2172. Communication from the Department of Public Safety advising of institution of 60-day trial regulation, effective January 11, 1939, of One-way Traffic northbound on Selma street, from Rippey street to Margaretta street.

Also

No. 2173. Communication from the Department of Public Safety advising of institution of 60-day trial regulation, effective January 11, 1939, of One-way Traffic northbound on Moravian way, from Virgin way to East Ohio street.

Also

No. 2174. Communication from the Department of Public Safety advising of institution of 60-day trial regulation, effective January 11, 1939, of One-way Traffic westbound on Penn avenue, from 32nd Street to 31st Street, in addition to the existing regulation

which extends from 31st Street to Stanwix street.

Also

No. 2175 Communication from the Department of Public Safety advising of institution of 60-day trial regulation, effective January 11, 1939, of No Parking 8:00 A.M. to 6:00 P.M. on Grant street, between Sixth avenue and Strawberry way, easterly side.

Also

No. 2176. Communication from the Department of Public Safety advising of institution of the following 60-day trial regulation, effective January 11, 1939:— The maximum speed limit on Mifflin road, from Interboro street to the City line, shall be twenty-five (25) miles per hour, except at those locations otherwise restricted by the State Vehicle Code to lower maximum speeds.

Also

No. 2177. Communication from the Department of Public Safety advising of institution of the following 60-day trial regulations, effective January 11, 1939:—

No Parking 8:00 A.M. to 9:30 A.M. and 4:30 P.M. to 6:00 P.M., with 30-minute parking from 9:30 A.M. to 4:30 P.M. on Fourth avenue, between Grant street and Ferry street, southerly side.

No Stopping 8:30 A.M. to 9:15 A.M. and 5:00 P.M. to 6:00 P.M. on Fourth avenue, between Grant street and Ferry street, southerly side, except passenger vehicles stopping to discharge passengers or to pick up passengers then in readiness at the curb.

Also

No. 2178. Communication from the Department of Public Safety advising of institution of the following 60-day trial regulations, effective January 11, 1939:—

No Left Turn 8:00 A.M. to 6:00 P.M. daily except Sunday, from the east on South Main street to the south on Sanctus street, or to the south on Alexander street, or to the south on Wabash avenue (except street cars).

No Parking 4:30 P.M. to 6:00 P.M. on Steuben street, from Carson street to a point 100 feet west of Wabash avenue, northerly side.

Also

No. 2179. Communication from the Department of Public Safety advising of institution of the following 60-day trial regulations, effective January 11, 1939:—

No Parking 6:00 A.M. to 8:00 P.M. on Penn avenue, between 17th Street and 22nd Street, both sides.

No Stopping of passenger cars and trucks 7:45 A.M. to 9:45 A.M. on Penn avenue, between 17th Street and 22nd Street, both sides, except for loading purposes; such loading to be permitted for not longer than 20 minutes during this period, and all unloading is prohibited during these hours.

Which were severally read, received and filed.

Mr. Gallagher (for Mr. Evans) presented

No. 2180. An Ordinance authorizing the issuance of a warrant in favor of the American Reduction Company in the sum of \$79,878.02, in payment of services furnished for the benefit of the City during the month of December, 1938, without previous authority of law.

Which was read and referred to the Committee on Finance.

Also

No. 2181. "Conover Road Plan of Lots" in the Fourteenth ward of the City of Pittsburgh, laid out by Joseph Goldston, and the dedication of Conover road and the widening of Fifth avenue and Penn avenue as shown thereon.

Also

No. 2182. An Ordinance approving the "Conover Road Plan of Lots", situate in the Fourteenth ward of the City of Pittsburgh, as laid out by Joseph Goldston; accepting the dedication of Conover road and for the widening of Fifth avenue and Penn avenue as shown thereon for public use for highway purposes; opening, widening and naming the same, and establishing the grade of Conover road.

Which were read and referred to the Committee on Public Works.

Mr. Gallagher presented

No. 2183. Resolution authorizing and directing the City Controller to

transfer \$21,000.00 from Code Account 1332, Supplies, to Code Account 1325, Salaries, Regular Employees, City Home and Hospitals, Mayview.

Also

No. 2184. An Ordinance appropriating the sum of \$260,000.00 from Bond Fund No. 138, Public Welfare Relief Notes, for the purpose of providing food, clothing, fuel, shelter, shoes, shoe repairs, light, etc., and otherwise assisting residents of the City of Pittsburgh who are without adequate means of support.

Which were read and referred to the Committee on Finance.

Also

No. 2185. Petition for the improvement of Steiner street, from Spencer avenue to Joseph street, 29th Ward.

Which was read and referred to the Committee on Public Works.

Also

No. 2186. An Ordinance authorizing the Mayor and the Director of the Department of Public Welfare to enter into an agreement for the year 1939 with the Federation of Social Agencies for the purpose of clearing and registering all persons who apply for assistance in the City of Pittsburgh, and setting aside the sum of \$250.00 from Code Account 1302-1 Federation of Social Agencies, Miscellaneous Services, Department of Public Welfare, for the payment of the cost thereof.

Also

No. 2187. An Ordinance authorizing the Mayor and the Director of the Department of Public Welfare to advertise for proposals and to award a contract to the lowest responsible bidder or bidders for placing fire insurance on the contents and buildings at the City Home and Hospitals, Mayview, and providing for the payment thereof.

Also

No. 2188. An Ordinance providing for the letting of a contract or contracts for the finishing of dentures for patients in the City Home and Hospitals, Mayview, Pa., for the year 1939, and providing for the payment of the cost thereof.

Also

No. 2189. An Ordinance repealing an Ordinance entitled, "An Ordinance

providing for the letting of contract or contracts for the examining, prescribing and furnishing of 1,000 pairs of Eye Glasses (more or less) for indigent persons who are residents of the City of Pittsburgh for the Department of Public Welfare, and providing for the payment thereof", approved August 6, 1937.

Also

No. 2190. An Ordinance repealing an Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of 6,000 pairs of shoes (more or less) to be furnished pre-school and school children who are residents of the City of Pittsburgh and are without adequate means of support, and providing for the payment thereof", approved June 28, 1938.

Which were severally read and referred to the Committee on Public Welfare.

Mr. Garland presented

No. 2191. Remonstrance against increase in rent in the Ceredo Court Yard, 27th Ward, which is to become effective January 10, 1939.

Which was read and referred to the Committee on Finance.

Also

No. 2192. Petition for the vacation of a part of Magnus street near the intersection of Noblestown road and Obey avenue, in the 28th Ward.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. McArdle presented

No. 2193. An Ordinance authorizing the employment of 2 Field Inspectors, 1 Chief Accountant, 1 Assistant Accountant, 1 Payroll Clerk and 2 Stenographers, and fixing the rate of compensation thereof, in connection with the construction of Municipal Hospital and for the construction of hospital buildings, alterations and additions to existing hospital buildings and the construction of a new boiler house or heating plant at Leech Farm Tuberculosis Sanatorium.

Also

No. 2194. An Ordinance appropriating and setting aside the sum of

\$36,000.00 from Bond Fund No. 138, Welfare Relief 1938, for furnishing milk for needy or undernourished children of the City of Pittsburgh through the Bureau of Child Welfare, Department of Public Health.

Which were read and referred to the Committee on Finance.

Also

No. 2195. An Ordinance prohibiting the importation, breeding, sale or distribution of birds of the psittacine family in the City of Pittsburgh, Pennsylvania.

Also

No. 2196. An Ordinance safeguarding human health and life by providing for the inspection and pasteurization of Goats' Milk sold in the City of Pittsburgh; conferring powers and imposing duties on the Department of Public Health and the Bureau of Inspection, City of Pittsburgh, and otherwise providing for the administration of this Ordinance, and imposing penalties for the violation thereof.

Which were read and referred to the Committee on Health and Sanitation.

Mr. Wolk presented

No. 2197. Resolution authorizing the issuing of a warrant in favor of Jones & Brown, Inc., for the sum of \$50.00, refunding the amount paid for the printing and publication of the ordinance vacating Tuscarora street, from South Linden avenue to a point about 360 feet westwardly therefrom, and charging same to Code Account No. 42, Contingent Fund.

Which was read and referred to the Committee on Finance.

Also

No. 2198. An Ordinance granting unto the Duquesne Slag Products Company, its successors and assigns, the right to construct, maintain and use the northerly portion of a proposed steel beam, wooddeck highway bridge, complete with hand-rails, and concrete abutments over and across Becks Run, said northerly portion lying between the southerly curb line and southerly property line of Becks Run road in the 16th Ward, Pittsburgh, Penna.

Also

No. 2199. Communication from

the Law Department transmitting financial statements of the Pittsburgh Motor Coach Company for November, 1938 and 1937.

Which were read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 2200.

MAYOR'S OFFICE

Pittsburgh, January 3, 1939.

President and Members

The City Council

Pittsburgh, Pennsylvania

Gentlemen:

Herewith find returned, signed, the appropriation ordinance for 1939. It bears my signature by virtue of necessity, and by virtue of the opinion generally expressed in your body that some of its errors may be corrected by subsequent councilmanic action. I trust your rectifications will be prompt.

I cannot help but remind your honorable body that this year I attempted, through consultation over a three-week period with a sub-committee chosen and headed by your president, to familiarize your body with the departmental estimates before the presentation of the budget. It was my opinion then, and it is still, that cooperation between the executive and the legislative branches in common service to the City will diminish error and, promote wise legislation and administration. It is a matter of deep regret to me that the councilmanic sub-committee evidently did not share that opinion.

Four courses were open to your body in making this year's budget. They were:

1. A sufficient increase in the City's revenues to set us on a pay-as-you-go policy which would have produced lower taxes in the years to come.

2. A refunding of people's bond obligations maturing in 1939, an operation which would have safeguarded the councilmanic borrowing power.

3. The injury of the City's services through excessive cuts in expenditures.

4. A policy of annual deficits and of annual conversion of deficits into long-term obligation.

I recommended the first course. Your body felt otherwise and combined the last two. As representatives of the electorate, you so construed the wishes of the electorate.

A budget which is slashed in haste will give the City scant time to repent at leisure. Budgetary sins are quick to find us out.

In reducing the departmental estimates, the council followed three courses in the main. The first was the general paring and squeezing of requests for supplies, materials, equipment, and miscellaneous services and the clipping of various funds—all done with the fact in plain view that in a majority of instances, the accounts will run deficits which will have to be made up later in the year. The second course was the reduction of services currently afforded plus the refusal to grant extended services which we desperately need. The third was the transfer to bond payment—original cost plus interest—of items which have no business on bond charges.

Examples of the first course are legion. Budget estimates were reduced more than \$700,000 in this manner; and much of this amount, with the strictest economy of operation, will be back on your body's doorstep before the year is ended. I might add that it is no operating economy, when economy is the watchword, to delay the purchase of more efficient equipment and that it is glaring waste to delay completion of necessary repairs until the damage is irreparable.

The second course produced the elimination of the mental health clinic, a pseudo—efficiency “reorganization” of the health department's inspection services, a projected lay-off of 85 laborers in the Highways and Sewers Department, whose services are badly needed to keep our streets clean and repaired, refusal to add 30 firemen and the equivalent of 100 policemen, and denial of two-way police radio equipment, new radio cars, and accident investigation equipment.

More than \$400,000 in “cuts” was thus effected.

The third course was exhibited at its worst in the decision to transfer the

\$36,000 health item of free milk distribution to school-children from the normal City budget and to bonds. Such a procedure is the diametric opposite of pay-as-you-go. Your body likewise hopes to transfer \$141,610 of annual engineering services to bond rolls, admittedly without a time study and admittedly without knowledge as to whether the Public Works Administration will extend grants on the item.

It is now too late to adopt pay-as-you-go financing for 1939. It is likewise too late to protect the councilmanic credit, whose impairment this year may imperil the City-sponsored WPA program which employs almost 10,000 Pittsburghers, the low-cost housing program, the waterfront improvement the PWA program, and most important, the general operation of the City Government.

It is not too late to rectify specific errors.

When the tumult and the shouting of budget-making died, it was obvious to all beholders that no substantial reductions in the City's personnel were deemed possible by your body—except the layoff of 85 common laborers, earning \$5 a day, who labored in winter snow and in summer sun to give Pittsburgh clean and safe streets. I pray that your body will restore these men to their work and help our City to cleanliness and beauty.

I would respectfully urge your body also to reconsider personnel eliminations which I recommended and which you did not adopt, which would reduce our salary expenditures by approximately \$50,000.

The government which cannot adequately protect life and property is no government. Will your body not reconsider the wisdom of augmenting our police force, and furnishing it with the equipment necessary to prevent crime and insure safety?

Will not your body also reconsider the wisdom of eliminating our City Bureau of Mental Health and the wisdom of disrupting our health inspection services?

Might I also remind your body that in recommending for your study the appropriation item for various National

Guard units, I suggested that this burden should be shifted to the State. Unfortunately Council took no step toward shifting the appropriation, but merely cut the amount in half. It was my thought that in view of the services which the Guard has rendered to the City, that no cut should be made until adequate provisions for substitution of State funds for City funds was effected.

The proposals I have made to your body have been founded upon my sincere beliefs, produced not in the thought of political expediency and preferment, but in my ambition to further the civic welfare of Pittsburgh.

I am sure that the welfare of our City is also precious to the members of Council.

In that spirit, I know that the legislative and the executive branches of this administration can achieve cooperation to the end that the best interest of our people may be served.

Respectfully yours,

CORNELIUS D. SCULLY,

Mayor.

Which was read, received and filed.

Also

No. 2201. Communication from the Mayor urging the enactment of a resolution by Council declaring its opposition to any general rent increase in the City.

Also

No. 2202. An Ordinance appropriating the sum of \$15,00.00 from Bond Fund 131-2A Engineering and other expenses, Sewers, General Improvement Notes, 1937, for payment of engineering and other necessary expenses for services to be incurred in the Department of Public Works for contemplated bond issue improvements, and for improvements carried out in connection with other political subdivisions of the Commonwealth of Pennsylvania.

Also

No. 2203. An Ordinance authorizing the execution of a lease in favor of the American Oil Company, a corporation, its successors and assigns, covering premises at the corner of Fifth avenue and Chatham street, in

the 3rd Ward of the City of Pittsburgh, Allegheny County, Pennsylvania, for a term of five years, at a monthly rental of \$150.00.

Also

No. 2204. An Ordinance providing for the letting of a contract for Filing Equipment for the Board of Water Assessors, and for the payment thereof.

Also

No. 2205. An Ordinance authorizing the issuance of a warrant in favor of the Ley Building Company for \$1,824.30 for services furnished.

Also

No. 2206. Resolution authorizing and directing the Mayor to execute and deliver a deed for a lot situate on the Boulevard of the Allies at the corner of Ward street in the Fourth ward, to the Affiliated Service Stations, Incorporated, of Pittsburgh, Pa., for the sum of \$5,000.00, provided that the purchase money shall be paid within 60 days from the date hereof.

Also

No. 2207. Resolution authorizing the issuing of a warrant in favor of Louis F. Youngk, 500 Athens street, Pittsburgh, in the sum of \$114.00, in full settlement of his claim against the City for damage to his automobile sustained March 12, 1938, at Murray avenue and Forbes street, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2208. Resolution authorizing the issuing of a warrant in favor of N. J. Lippard, Esq., in the sum of \$77.93, being payment in full of his fee for services rendered the City in the recovery of its subrogation claim of \$389.64 in the suit of Leroy Gibson, formerly employed as a police officer of the City, against The Great Atlantic and Pacific Tea Company, et al, at No. 525 July Term, 1936, and charging same to Code Account ----.

Also

No. 2209. Communication from the Pittsburgh Real Estate Board relative to resolution proposed by the Mayor for Councilmanic action opposing a general increase in rents, and request-

ing a hearing before any action is taken.

Also

No. 2210. Communication from the H. H. Robertson Company asking release of payment to them of \$7,021.41 from the amount withheld by the City from the William S. Miller Company, general contractor on the additions to the mental buildings at Mayview.

Also

No. 2211. Communication from The Council of Organizations of the City of Pittsburgh and County of Allegheny relative to the reorganization of the inspectional services in the Department of Public Health.

Also

No. 2212. Communication from the Federation of Social Agencies of Pittsburgh and Allegheny County relative to the abolition of the Mental Health Clinic in the Department of Public Welfare.

Also

No. 2213. Communication from G. A. Wissman, 845 Herron avenue, submitting bill for damages to his automobile sustained January 2, 1939, on West Carson street, allegedly due to a hole in the street.

Also

No. 2214. Communication from John Ogrodowski asking exoneration of 1936 water rent on his property at 48 Hartford street, which has been vacant for the past three years.

Also

No. 2215. Communication from Theodore H. Schmidt, Esq., in behalf of Mrs. Catherine Strobel, owner, and Henry Baumiller, tenant, asking reimbursement for damages sustained as a result of fire on December 27, 1938, at 560 Parklyn street, water to the property being shut off at the time of the fire.

Also

No. 2216. Communication from the Federation of Architects, Engineers, Chemists, and Technicians, Chapter No. 4, asking that the foremen in the Bureau of Highways and Sewers be placed on a monthly salary schedule.

Also

No. 2217. Communication from

The Squirrel Hill Board of Trade relative to changes in the Bureau of Sanitation.

Also

No. 2218. Communication from Waldo P. Breeden, Esq., relative to application of Anna B. West for reimbursement for injuries received while an inmate at Mayview, Pa.

Which were severally read and referred to the Committee on Finance.

Also

No. 2219. An Ordinance amending Ordinance No. 592, approved December 22, 1938, entitled, "An Ordinance providing for a contract or contracts for the collection of garbage and rubbish within the limits of the City of Pittsburgh and for disposal thereof, for the period of one year beginning January 1st, 1939, with the right of the City of Pittsburgh to cancel the same at any time after five months on sixty days' notice, and for the payment of the cost thereof."

Also

No. 2220. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works, for and on behalf of the City of Pittsburgh, to enter into an agreement with the Wichert Continuous Bridge Corporation to permit the use, by the City, of the Wichert Patents in the design and construction of the Wilmet Street bridge, and reciting the terms thereof.

Also

No. 2221. Communication from A. Lester Pierce, School of Education, Duquesne University, requesting the use of certain material from the old conservatory in Schenley Park.

Also

No. 2222. Communication from the County of Allegheny, Department of Law, advising of completion and acceptance of construction of Banksville road as of December 9, 1938, and calling attention to its agreement with the City relative to maintenance of those portions of the highway within the City limits.

Also

No. 2223. Communication from Wm. P. and Bertha Mohr, owners of

property located at 100 Bascom street, 26th Ward, relative to encroachment of a retaining wall and garage entrance over the street line.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2224. Communication from the Amalgamated Clothing Workers of America, Local 86, relative to adjustment of salary of Mrs. S. M. Swing, employed in the women's sewing department at the City Home and Hospitals.

Which was read and referred to the Committee on Public Welfare.

Also

No. 2225. Communication from The Schnabel Company relative to their low bid on combination winch and dump truck for Frick Park, which was not accepted.

Which was read and referred to the Committee on Parks and Libraries.

Also

No. 2226.

Pittsburgh, Pa., January 9, 1939.

President and Members

The City Council.

Gentlemen:—

Enclosed herewith find returned, without my approval, Bill No. 2148, an Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof.

In signing the appropriation ordinance for 1939 I indicated clearly that I considered certain changes in the legislation imperative for the continued operation of the services of the City of Pittsburgh.

Various members of your honorable body have indicated publicly that the whole of the legislation bearing on the budget for 1939 merits reconsideration. In the light of this may I suggest that you immediately reconsider this ordinance and other legislation having an important bearing thereon.

Members of my cabinet and myself are available at any time for confer-

ences on the subject.

Very truly yours,
CORNELIUS D. SCULLY,

Mayor.

Which was read, received and filed.

Also

Bill No. 2148. An Ordinance entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof".

In Council, December 30, 1938, bill read, rule suspended, read a second and third times and finally passed.

Which was read.

And on the question "Shall the bill become a law notwithstanding the objections of the Mayor?"

Mr. Wolk arose and said

Mr. President:—I arise at this time to explain my position and why I am going to vote in favor of this bill again, and to override the Mayor's veto.

I have in mind that this ordinance was finally approved after Council passed upon the numerous items contained in the budget estimates, and I realize the fact that in order to arrive at conclusions in regard to various items, it was necessary at times to compromise.

However, I want to say at this time that a certain principle has guided me in regard to the entire discussion of the budget estimates, at the same time realizing the problem that faced us because of the financial condition of the City.

In my deliberations I was governed by the principle that certain functions of the City are physical and others are personal, and involve the citizens of Pittsburgh as human beings. I have said before that when it comes to functions involving the health of the community, or the protection of the lives and property of its citizens, we are bound to provide adequate services for this City irrespective of what the circumstances might be.

Having in mind that some of the suggestions made by the Mayor in his recent letter have great merit and they should require the further deliberation of Council, I believe Council should

have the opportunity, by a majority vote, to pass upon these items. If the Mayor's contentions are correct, after a full discussion, we should amend the ordinance accordingly.

I believe in the past I have made my position clear and I am ready and willing in the immediate future to deliberate again on some of these items, particularly when the health of the community and the safety of the lives and property of its citizens are involved.

The appropriation ordinance has become law, and I believe it would be unwise on our part at this time to sustain the Mayor's veto on the salary ordinance.

I am going to vote in favor of this bill again, with the hope, however, that Council will further deliberate, particularly on some of the items, in order to arrive at the proper conclusions after full discussion.

And the question recurring "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Gallagher	Weir
Garland	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill became a law notwithstanding the objections of the Mayor.

REPORTS OF COMMITTEES

Mr. Gallagher (for Mr. Demmler) presented

No. 2227. Report of the Committee on Finance for December 28, 1938, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also

Bill No. 2109. An Ordinance entitled, "An Ordinance appropriating the sum of Sixty-six thousand four hundred eleven Dollars (\$66,411.00) from Bond Fund No. ----- for the payment of the City's share of the cost, including salaries, to carry out and complete certain survey and planning work

as conducted by the Department of City Planning in conjunction with the Federal Works Progress Administration."

In Finance Committee, December 28, 1938, bill read and amended in Section 1 and in the title by striking out the amount "Sixty-six thousand four hundred eleven Dollars (\$66,411.00)" and by inserting in lieu thereof the amount "Five thousand five hundred Dollars (\$5,500.00)," and by inserting in blank space after the words "Bond Fund No." the figures "131," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Gallagher moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Gallagher	Weir
Garland	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2140. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of \$80,000.00 from ----- to provide funds to continue an unemployment relief project authorized by Ordinance No. 200, approved June 5th, 1937, in conjunction with the Federal Works Progress Administration, to provide employ-

ment for needy persons in the maintenance and operation of a sewing room for making various types of garments to be distributed to needy families, and providing for the payment thereof."

In Finance Committee, December 28, 1938, bill read and amended in Section 1 and in the title by striking out the amount "\$80,000.00" and by inserting in lieu thereof the amount "\$40,000.00", and by inserting in blank space the words "B. F. No. 138, Welfare Relief Bonds, 1938," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Gallagher moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Gallagher	Weir
Garland	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2149. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Lands and Buildings to extend a lease with the Iron City Sand and Gravel Corporation, for a certain portion of Water Street between South Twenty-first and South Twenty-third Streets, Sixteenth Ward, Pittsburgh, Pa."

In Finance Committee, December 28, 1938, bill read and amended in Section 1, by striking out the words "three years" and by inserting in lieu thereof the words "one year", and by striking out the figures "1941" and by inserting in lieu thereof the figures "1939," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Gallagher moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Gallagher	Weir
Garland	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 2029. An Ordinance entitled, "An Ordinance providing for contracts for furnishing labor, materials, and/or services necessary for the construction, reconstruction, maintenance, repair, and/or operation of buildings, structures, and other properties and their appurtenances, of the City of Pittsburgh in the custody of the Department of Lands and Buildings, for the calendar year 1939, and providing for payment of the cost thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to

allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Gallagher	Weir
Garland	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2134. An Ordinance entitled, "An Ordinance amending Section 1 of Ordinance No. 539, approved November 23, 1938, entitled, 'An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the sewerage, park and recreation systems of the City of Pittsburgh, in the department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor', and as amended by Ordinance No. 561, approved December 6, 1938."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Gallagher	Weir
Garland	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2135. An Ordinance entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$39,000.00, including engineering and other necessary expenses, for improvements to public recreation and sewer systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$2,000,000.00 short-term promissory notes."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Gallagher	Weir
Garland	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2143. An Ordinance entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$350,000.00 from the proceeds derived from the sale of \$350,000.00 short-term promissory notes for the payment of the cost, including engineering and

other necessary expenses, for the construction of hospital buildings, alterations and additions to existing hospital buildings, and the construction of a new boiler house or heating plant at Leech Farm Sanatorium, including necessary equipment, reconstruction of utilities and improvements to grounds, in the Department of Public Health."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Gallagher	Weir
Garland	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2144. An Ordinance entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$300,000.00 from the proceeds derived from the sale of \$300,000.00 short-term promissory notes for the payment of the cost, including engineering and other necessary expenses, for the construction, equipment, establishing and furnishing of a Municipal Hospital and auxiliary buildings in the Department of Public Health."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Gallagher	Weir
Garland	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2111. Resolution authorizing the City Solicitor to accept \$100.00 in full settlement of lien filed against Emma Musteller at M. L. D. No. 278 April Term, 1930, and charging cost to the City of Pittsburgh.

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Gallagher	Weir
Garland	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2112. Resolution authorizing the City Solicitor to accept \$24.83 in full settlement of lien filed against Mary Keady at M. L. D. No. 1040 April Term, 1930, and charging cost to the City of Pittsburgh.

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Gallagher	Weir
Garland	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2142. Resolution amending Resolution No. 215, approved December 20, 1938, transferring \$21,684.21 from and to certain code accounts in the Department of Public Welfare, etc., in Code Account 1307, Supplies, District Physicians, by striking out "\$900.00" and by inserting in lieu thereof "\$500.00"; in Code Account 1335, Repairs, City Home and Hospitals, by striking out "\$18,000.00" and by inserting in lieu thereof, "\$1,400.00"; and by striking out the total "\$21,684.21" and by inserting in lieu thereof "\$21,284.21."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Gallagher	Weir
Garland	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2150. Resolution authorizing and directing the City Controller to make the following transfers in the Department of Lands and Buildings:

From Code Account No.

1363 Materials, Bureau of Accounts and Administration--\$2,000.00

1366 Wages, Regular Employees, Bureau of Repairs-----	700.00
1367 Wages, Temporary Employees, Bureau of Repairs----	700.00
1368 Salaries, Regular Employees, Bureau of Operating Maintenance -----	200.00
1370 Wages, Regular Employees, Bureau of Operating Maintenance -----	1,800.00

To Code Account No.

1362 Supplies, Bureau of Accounts and Administration--\$5,400.00

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Gallagher	Weir
Garland	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2151. Resolution authorizing and directing the City Controller to transfer the sum of \$1,000.00 from Code Account No. 1597-1, Salaries, to Code Account No. 1597-2, Miscellaneous Services, Division of Public Utilities, Bureau of Engineering, D. P. W.

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Gallagher	Weir
Garland	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2152. Resolution authorizing and directing the City Controller to transfer the sum of \$1,000.00 from Code Account No. 1367, Wages, Temporary Employees, Department of Lands and Buildings, to Code Account No. 1128, Miscellaneous Services, Department of Supplies.

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Gallagher	Weir
Garland	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2141. Resolution authorizing the issuing of a warrant in favor of the Peerless Bread Machinery Company, in the sum of \$85.00 to cover the cost of stainless steel front panel and bowl ends on a dough mixer, purchased by the Pittsburgh City Home and Hospitals, and chargeable to and payable from Code Account No. 1337-F, Equipment, Department of Welfare.

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Gallagher	Weir
Garland	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Gallagher (for Mr. Evans) presented

No. 2228. Report of the Committee on Public Works for December 28, 1938, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 2137. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on a private 20' street, commonly called 'Bonifay street,' from a point about one hundred twenty (120') feet west of a private street called 'Amrhein street,' to the existing sewer on said Bonifay street at a point about one hundred twenty (120') feet east of Amrhein street, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Gallagher

Weir

Garland

Wolk

McArdle

O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

The Chair, at this time, presented

No. 2229. An Ordinance amending Sections 46, 50, 52 and 89, Department of Public Works, of Ordinance which became a law January 9, 1939, entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof."

Also

No. 2230. Communication from the Director of the Department of Public Welfare submitting forms for City sponsorship, without financial obligation, of additional N. Y. A. projects in hospitals and social agencies.

Which were read and referred to the Committee on Finance.

Mr. Weir moved

That the Minutes of Council of Tuesday, December 27, and Friday, December 30, 1938, be approved.

Which motion prevailed.

And upon motion of Mr. Garland

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL., LXXIII

Monday, January 16, 1939

No. 2

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON--Ass't City Clerk

Pittsburgh, Pa.

Monday, January 16, 1939

Council Met.

Present:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Absent:—Messrs.

Anderson	Demmler
----------	---------

PRESENTATIONS

Mr. Evans (for Mr. Anderson) presented

No. 2231. An Ordinance authorizing the issuance of warrants in favor of certain employees of the Bureau of Police, Department of Public Safety, in payment of services rendered by them without previous authority of law, between the dates of November 16, 1938, and December 15, 1938, in the sum of \$2,312.75.

Also

No. 2232. Report from the Bureau of Police of damage to automobile of Thomas L. Ross, which fell in hole

in Smallman street, between 30th and 31st Streets, resulting from bursting of water main on January 10, 1939.

Which were read and referred to the Committee on Finance.

Also

No. 2233. An Ordinance authorizing and directing the Department of Public Safety to incur certain expenses in connection with the operation of the Better Traffic Committee for the year 1939.

Which was read and referred to the Committee on Public Safety.

Mr. Evans presented

No. 2234. An Ordinance amending Section 1 of Ordinance No. 539, approved November 23, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the Public Bridges of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor," and as amended by Ordinance No. 561, approved December 6, 1938, and Ordinance No. 2, approved January 16, 1939.

Also

No. 2235. An Ordinance authorizing the taking, using appropriating and condemning by the City of Pittsburgh of certain property of the Commonwealth Collateral Company, a Delaware corporation, situate in the Fifteenth ward of the City of Pittsburgh, for extending and improving the water supply system of the City, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings

therefor, and further providing for the payment of the City's share of the costs, damages and expenses occasioned thereby.

Also

No. 2236. An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Charles C. Donkin and Leighton H. Campbell, situate in the Twelfth ward of the City of Pittsburgh, for extending and improving the water supply system of the City, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor, and further providing for the payment of the City's share of the costs, damages and expenses occasioned thereby.

Which were severally read and referred to the Committee on Finance.

Also

No. 2237. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of 12 Auto Trucks for the Bureau of Highways and Sewers, Department of Public Works, and providing for the payment thereof.

Also

No. 2238. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map. Sheet Z—O—E30, by including (a) within the "A" Residence, Forty-five Foot and Third Area District, all that certain property at the southwest corner of Murdoch and Covode streets, now classified "B" Residence, Thirty-five Foot and First Area District, bounded by the southerly line of the Covode Place Plan; the westerly line of Murdoch street and said line extended; the southerly line of property now or late of J. Guttman and the westerly line of property formerly of E. C. Minahan and now or late of J. Guttman; (b) within the "B" Residence, Thirty-five Foot and First Area District, all that certain property now classified "A" Residence, Forty-five Foot and Third Area District, lying south of the northerly lines of properties fronting on the northerly side of Pocusset street and east of the westerly line of Murdoch street produced.

Also

No. 2239. Communication from J. C. Nock, 3506 Oklahoma street, requesting the construction of a new sewer on Hyperion street.

Which were severally read and referred to the Committee on Public Works.

Mr. Gallagher presented

No. 2240. An Ordinance creating and establishing an additional position in the Department of Public Welfare; fixing the rate of compensation, and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Mr. Garland presented

No. 2241. An Ordinance authorizing the issuance of a warrant in favor of George S. Wilson in the sum of \$53.19, for services performed as Chief Weighmaster, Department of Public Works.

Which was read and referred to the Committee on Finance.

Mr. McArdle presented

No. 2242. An Ordinance supplementing and amending Ordinance No. 415, approved September 17, 1938, entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Health to enter into a contract of employment with an architect or architects for the purpose of preparing plans and specifications for the proposed reconstruction of and additions to the Leech Farm Hospital, and to provide for the payment of the same.

Which was read and referred to the Committee on Finance.

Also

No. 2243. Communication from W. H. May and E. Warren Miller, in behalf of property owners, requesting the improvement of Judicial and Estella streets, from Kambach street to Kathleen street.

Which was read and referred to the Committee on Public Works.

Mr. Weir presented

No. 2244. Resolution authorizing and directing the City Controller to transfer and set aside the sum of \$800.00 from Code Account No. 42, Con-

tingent Fund, to help defray expenses of Independence Day Celebration, July 4, 1938, at the Soho Swimming Pool and on Reed street, Fifth ward, by the Bureau of Recreation in conjunction with the Soho Community Association, and authorizing the issuance of warrants in payment of said expenses upon vouchers to be submitted to the Finance Committee of Council for approval.

Which was read and referred to the Committee on Finance.

Also

No. 2245. Communication from Harry Hamilton, 4046 Vinceton street, requesting the improvement of Wabana street, between Vinceton and Portman streets.

Which was read and referred to the Committee on Public Works.

The Chair presented

No. 2246. An Ordinance authorizing the City of Pittsburgh to co-operate with the Housing Authority of the City of Pittsburgh by furnishing certain municipal aid for housing projects of said Housing Authority; prescribing a form of contract with the Housing Authority of the City of Pittsburgh with reference thereto, and authorizing the execution of said contract.

Also

No. 2247. An Ordinance appropriating and setting aside the aggregate amount of \$1,090,001.15, for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States.

Also

No. 2248. An Ordinance authorizing the issuance of warrants in favor of certain employes of the Carnegie Free Library of Allegheny, now employed in the Department of Lands and Buildings.

Also

No. 2249. An Ordinance authorizing payment of wages due laborers for services weighing and inspecting

garbage and rubbish during the period of January 1st to 8th, 1939, inclusive, from the Salary account.

Also

No. 2250. An Ordinance authorizing the issuance of warrants in favor of certain employes of the Bureau of Recreation, Department of Public Works, now employed in the Department of Lands and Buildings.

Also

No. 2251. An Ordinance amending portions of Section 9, Department of Law, of Ordinance No. 618, which became a law January 9, 1939, entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof."

Also

No. 2252. An Ordinance supplementing Section 12, City Planning Commission, of Ordinance No. 618, entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Also

No. 2253. An Ordinance authorizing the Bureau of Tests to perform work in connection with inspection and testing of all materials used in construction of the new Municipal Hospital and the new construction work at Leech Farm Tuberculosis Sanatorium.

Also

No. 2254. Communication from the Allegheny Real Estate Company in behalf of Orsete Bernardo, offering to purchase city-owned lots numbered 66-67-68 on Vivian street, between Boggs-ton and Taft avenues, 18th Ward, for the sum of \$650.00, on condition that the deed be free and clear of any taxes or liens.

Also

No. 2255. Communication from the Allegheny Real Estate Company in behalf of Thomas J. Besslein, offering to purchase city-owned lot numbered 617 in the Grandview Plan on Estella street, for the sum of \$300.00, on condition that the deed be free and clear of any taxes or liens.

Also

No. 2256. Communication from Representative Elmer J. Holland urging that additional laborers be provided for in the Department of Public Works.

Also

No. 2257. Petition from The Colfax Parent Teacher Association requesting additional police protection for the City.

Also

No. 2258. Communication from the International Brotherhood of Electrical Workers, Local Union No. 5, requesting adjustment of salaries of the operators at the Police Broadcasting Station WPDU.

Also

No. 2259. Communication from the City Treasurer transmitting statement of collection of delinquent taxes for the period December 15 to 31, 1938, and for the year 1938; also statement of accounts of the City Solicitor.

Which were severally read and referred to the Committee on Finance.

Also

No. 2260. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-S10-E15, by including within the Heavy Industrial District, all that certain property now classified "B" Residence District, bounded on the north by the southerly line of Lot No. 20 in the Joseph Keeling Plan of Lots; on the west by a private road connecting Bebel street and Wagner avenue; on the south by property now or late of M. J. Baldauff, and on the east by property now or late of J. W. Jordon, situate in the Sixteenth ward.

Also

No. 2281. Communication from the Mayor relative to naming the Monument Hill playground and athletic field after John A. Brashear, and transmitting copies of communications in connection therewith from interested persons.

Which were read and referred to the Committee on Public Works.

Also

Bill No. 2262.
Pittsburgh, Pa., January 18, 1939.

President and Members
The City Council
Pittsburgh, Pennsylvania.
Gentlemen:

I submit to your honorable body for confirmation, the name of Mr. George Seibel of 6612 Ridgeville street, Pittsburgh, whom I have appointed Police Magistrate of the City of Pittsburgh.

Very truly yours,

CORNELIUS D. SCULLY,

Mayor.

Which was read, received and filed.

Mr. Wolk presented

No. 2263. RESOLVED, That the appointment by the Mayor of George Seibel as Police Magistrate be and the same is hereby approved and confirmed.

Which was read.

Mr. Wolk moved

The adoption of the resolution.

Upon which motion the ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

REPORTS OF COMMITTEES

Mr. Evans (for Mr. Demmler) presented

No. 2264. Report of the Committee on Finance for January 10, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also

Bill No. 2164. An Ordinance entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$6,000.00, including engineering and other necessary expenses, for improvements to the public recreation systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$2,000,000.00 short-term promissory notes."

In Finance Committee January 10, 1939, ordered returned to Council with an affirmative recommendation, subject to report from the Budget Controller.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Evans also presented
No. 2265.

January 13, 1939.

President and Members
City Council,
City of Pittsburgh.
Gentlemen:

In Re: Bill No. 2164.

The above bill is "An Ordinance appropriating and setting aside the aggregate amount of \$6,030.00 including engineering services and other necessary expense for improvements to the Public Recreation systems in the City upon which offers of grants have been received," and referred to this office as to whether there are any irregularities in this bill.

This ordinance appropriates the sum of \$5,000.00 for construction cost and \$1,000.00 for engineering expense in connection with the Public Recreation systems. This additional appropriation is made necessary in order to provide proper funds for the erection of the Townsend and Garfield playground field houses, in order to meet the actual bids taken since the original estimate was too low.

I would recommend the passage of this ordinance, since there are no irregularities in this bill.

Respectfully yours,
RICHARD NEFF,
Budget Controller.

Which was read, received and filed.

And the bill was read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 2054. An Ordinance entitled, "An Ordinance repealing Ordinance No. 361, approved September 30, 1937, entitled, 'An Ordinance providing for a contract or contracts for the construction and installation of fire alarm and police signal systems in former Overbrook Borough and former Mifflin Township, now a part of the City of Pittsburgh, and providing for the payment of the cost thereof.'"

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2167. An Ordinance entitled, "An Ordinance amending Sec-

tion 1 of Ordinance No. 566, approved December 6, 1938, entitled, 'An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects or certain improvements to the public recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor.'

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2184. An Ordinance entitled, "An Ordinance appropriating the sum of \$260,000.00 from Bond Fund No. 138, Public Welfare Relief Notes, for the purpose of providing food, clothing, fuel, shelter, shoes, shoe repairs, light, etc., and otherwise assisting residents of the City of Pittsburgh who are without adequate means of support."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2194. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of \$36,000.00 from Bond Fund No. 138, Welfare Relief 1938, for furnishing milk for needy or undernourished children of the City of Pittsburgh through the Bureau of Child Welfare, Department of Public Health."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2204. An Ordinance entitled, "An Ordinance providing for

the letting of a contract for Filing Equipment for the Board of Water Assessors, and for the payment thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2180. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the American Reduction Company in the sum of \$79,878.02, in payment of services furnished for the benefit of the City during the month of December, 1938, without previous authority of law."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	Wolk

Noes:—Mr. O'Toole, (Pres't)

Ayes 6. Noes 1.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2005. Resolution authorizing and directing the City Controller to transfer the sum of \$11,400.00 from Code Account No. ----, to the following Code Accounts within the Bureau of Highways and Sewers:

Code Acct.

No.

1624—Wages, Temp. Employees, Oct. to Dec., Cleaning Highways -----	\$ 8,400.00
1633—Wages, Temp. Employees, Oct. to Dec. Repairing Highways -----	1,500.00
1639—Wages, Temp. Employees, Oct. to Dec., Cleaning & Repairing Sewers and Sewer Drops -----	1,500.00
	<hr/>
	\$11,400.00

In Finance Committee, January 10, 1939, read and amended by inserting in blank space the words "1461, Salaries, Regular Employees, Bureau of Fire," and, as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2032. Resolution accepting offer of Patrizio Art Mosaic Company to purchase property on the southerly side of Fifth avenue, distant 264 feet eastwardly from Jumonville street, extending along Fifth avenue eastwardly 22 feet to the corner of Lot No. 26 in Miller's Plan of Lots, and authorizing the execution of a deed to properly convey said property to the Patrizio Art Mosaic Company for the sum of \$1,254.78, to be paid upon delivery of said deed, subject to the tax claims of the County of Allegheny and any other liens not divested by the tax sale at which title to the property passed to the City of Pittsburgh.

In Finance Committee, January 10, 1939, read and amended by striking out the amount "Twelve Hundred Fifty-four and 78/100 Dollars (\$1,254.78)," and by inserting in lieu thereof the amount "Fourteen Hundred Ninety-seven and 74/100 Dollars (\$1,497.74)," and, as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also, with an affirmative recommendation,

Bill No. 2183. Resolution authorizing and directing the City Controller to transfer \$21,000.00 from Code Account No. 1332, Supplies, to Code Account No. 1325, Salaries, Regular Employees, City Home and Hospitals, May-view.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2168. Resolution authorizing and directing the City Controller to transfer the sum of \$7,000.00 from Code Account 1461, Salaries, Regular Employees, Bureau of Fire, to Code Account No. 1443, Salaries, Regular Employees, Bureau of Police.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and

third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2086. Resolution authorizing and directing the City Controller to accept the sum of \$500.00 and the assignment of a checking account in the Pennsylvania Trust Company amounting to \$1642.78, in full settlement and compromise of a note dated January 15, 1931, of F. T. Billings, deceased, and Mrs. Romaine LeMoyne Billings, his wife; ownership and possession of which security was acquired by the City by order of the Court of Common Pleas of Allegheny County at No. 3721 January Term, 1934, and relieving the City Controller from further accounting for said note upon receipt of said items.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2208. Resolution authorizing the issuing of a warrant in favor of N. J. Lippard in the sum of \$77.93, being payment in full of his

fee for services rendered the City in the recovery of its subrogation claim in the case of LeRoy Gibson, formerly employed as a police officer in the City, and charging same to Code Account No.

In Finance Committee January 10, 1939, read and amended by inserting in blank space the figures "42," and, as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2207. Resolution authorizing the issuing of a warrant in favor of Louis F. Youngk, 500 Athens street, City, in the sum of \$114.00, in full settlement of his claim against the City for damages to his automobile sustained March 12, 1938, at Murray avenue and Forbes street, and charging same to Code Account No. 42. Contingent Fund.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Evans (for Mr. Demmler) presented

No. 2266. Report of the Committee on Finance for January 11, 1939, transmitting several ordinances to Council.

Which was read, received and filed.

Also

Bill No. 2229. An Ordinance entitled, "An Ordinance amending Sections 46, 50, 52 and 89, Department of Public Works, of Ordinance which became a law January 9, 1939, entitled, 'An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof.'"

In Finance Committee January 11, 1939, bill read and amended in Section 1 by striking out and by inserting as shown in red, and, as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 2165. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of \$50,000.00 for payment of engineering and other necessary expenses incurred by employes of the Department of Public Works, for the services performed on improvements carried out in connection with the Federal Emergency Administration of Public Works program, from the proceeds to be derived from the sale of \$2,000,000.00, short term promissory notes."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2202. An Ordinance entitled, "An Ordinance appropriating the sum of \$15,000.00 from Bond Fund No. 131-2A, Engineering and other expenses, Sewers, General Improvement Notes, 1937, for payment of engineering and other necessary expenses for services to be incurred in the Department of Public Works for contemplated bond issue improvements, and for improvements carried out in connection with other political sub-divisions of the Commonwealth of Pennsylvania."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Evans (for Mr. Demmler) also presented

No. 2267. Report of the Committee on Finance for January 16, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also

Bill No. 2193. An Ordinance entitled, "An Ordinance authorizing the employment of 2 Field Inspectors, 1 Chief Accountant, 1 Assistant Accountant, 1 Payroll Clerk and 2 Stenographers

and fixing the rate of compensation thereof, in connection with the construction of Municipal Hospital and for the construction of hospital buildings, alterations and additions to existing hospital buildings and the construction of a new boiler house or heating plant at Leech Farm Tuberculosis Sanatorium."

In Finance Committee, January 16, 1939, bill read and amended in Section 1 by striking out and by inserting as shown in red, and in the title by striking out the words "1 Assistant Accountant, 1 Payroll Clerk," and, as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of Rule 8, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council at least forty-eight hours previous to the final consideration of such papers by Council.

Which motion prevailed.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Weir called up and moved to reconsider action by which

Bill No. 2180. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the American Reduction Company in the sum of \$79,878.02, in payment of services furnished for the benefit of the City during the month of December 1938, without previous authority of law."

In Council, January 16, 1939, was finally passed by a two-thirds vote.

Which motion prevailed.

And the question recurring "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Evans

Gallagher

Garland

Noes:—Messrs.

Weir

Ayes 5. Noes 2.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Mr. Evans presented

No. 2268. Report of the Committee on Public Works for January 11, 1939, transmitting a lot plan and sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2181. Conover Road Plan of Lots, laid out by Joseph Goldston, in the 14th Ward, and the dedication of Conover road as shown thereon.

Which was read, accepted and approved by the following vote:

Ayes:—Messrs.

Evans

Gallagher

Garland

McArdle

Ayes 7. Noes none.

Also

Bill No. 2182. An Ordinance entitled, "An Ordinance approving the

'Conover Road Plan of Lots,' situate in the Fourteenth Ward of the City of Pittsburgh, as laid out by Joseph Goldston; accepting the dedication of Conover road and for the widening of Fifth avenue and Penn avenue as shown thereon for public use for highway purposes; opening, widening and naming the same, and establishing the grade of Conover road."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Gallagher

Garland

McArdle

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2220. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works, for and on behalf of the City of Pittsburgh, to enter into an agreement with the Wichert Continuous Bridge Corporation to permit the use by the City of the Wichert Patents in the design and construction of the Wilmut Street Bridge, and reciting the terms thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1884. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E15, by changing from an 'A' Residence to a Commercial District, all that certain property fronting on the southerly side of Webster avenue from Crawford street to Tannehill street."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Noes:—

Mr. Weir

Ayes 6. Noes 1.

And there not being three-fourths of the votes of Council in the affirmative, the bill failed to pass finally, in accordance with the Act of May 11, 1921, which provides, that, where a protest is

filed against a proposed zoning amendment, a three-fourths vote in the affirmative of all the members of Council shall be required for final passage.

Also

Bill No. 2219. An Ordinance entitled, "An Ordinance amending Ordinance No. 592, approved December 22, 1938, entitled, 'An Ordinance providing for a contract or contracts for the collection of garbage and rubbish within the limits of the City of Pittsburgh and for disposal thereof, for the period of one year beginning January 1, 1939, with the right in the City of Pittsburgh to cancel the same at any time after five months on sixty days' notice, and for the payment of the cost thereof.'"

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Wolk arose and said:

Mr. President:—I desire to speak on Bill No. 2219. At the outset let it be said, apparently nothing can be predicted in connection with the building of the incinerator. I am going to vote NO on this bill for the following reasons.

Since we met in Committee I have been greatly disturbed about this bill, as to whether or not it is the proper bill for us to pass. As you are aware, the American Reduction Company has been collecting garbage and refuse for the City in the years 1937 and 1938 without a contract. I believe the price for the collection of garbage in 1937 and 1938 was \$6.85 a ton, and I believe the charge for refuse collection in 1937 was \$6.70 a ton, and last year this was raised to \$6.85 because of an increase in wages, etc. The company said this increase should be permitted and Council acceded to this request. Payment of the monthly bills were made under the Wallace Act.

Recently we passed a bill on the basis of entering into a contract for a year to be terminated on sixty days' notice after five months, and the price of the American Reduction Company for

the collection of garbage and refuse was bid at \$7.45 a ton, or an increase of 60 cents a ton; and in the case of the Allegheny Garbage Company it was an increase of six cents per capita.

In view of our two years' experience, at the present moment, I cannot see any reason for this tremendous increase.

As I understand it, the Supreme Court will meet in March, and because of the failure to advance the argument on the appeal of the equity suit involving the restraint of the City in building an incinerator on the proposed site, the earliest that the case can be disposed of is the week of March 20th, although I am informed that the attorneys for the plaintiffs have not as yet refused the request for the advancement of the case. I am going to assume that there will be no advanced argument. If the case is argued in March, I believe I have reason to assume, because of the importance of this matter, being of a public nature, and in view of the fact that the lower court disposed of this case in favor of the city, first, by the Chancellor A. M. Thompson and then by the court in banc — Judges Read, Marshall and Thompson, I believe I can assume that this case will be decided expeditiously.

As I said before, nothing can be predicted, but assuming the case is disposed of around April 1st, the information I have received is that this incinerator can be built anywhere from four to six months. Assuming that it would take six months to get the incinerator in operation, and further assuming that the department, if a favorable decision is rendered, will do its part and be prepared to build the incinerator, the incinerator should be ready by October 1st.

Under Bill No. 2219, if this would occur and we are ready to operate this incinerator by October 1st or even November 1st, we will have to continue to pay for the collection of garbage and refuse to both of these companies for the months of 1939 after the incinerator is in operation. It might be argued that the incinerator will not be ready October 1st or November 1st. I believe it should be built and ready for operation by that time, and if it is,

certainly I am not going to place myself in the position of voting for a bill that will cost the city the amount for the collection of garbage and refuse for the months of October, November and December, or even one extra month. It might be argued that we will be compelled to pay an increase price for the collection. On the five-month basis the American Reduction Company has submitted a bid of \$7.45, and it has been intimated this figure was submitted because it only applies to the winter months, and therefore the higher price per ton should be charged. Well, they have been charging us \$6.85 for the period of two years for the collection of garbage without a contract, month to month, and making a profit. Certainly this argument cannot hold on a contract that might terminate in seven or eight or nine months from February 1st, when they will be receiving all the benefits of the large summer month collections.

For these reasons I am going to vote NO on Bill No. 2219.

Mr. McArdle arose and said:

Mr. President:—I would like to ask Mr. Wolk on what information he bases his prediction?

Mr. Wolk said:

Mr. President:—My information is based on hearsay evidence that this project can be started and completed within six months. Mr. Neff, our Budget Controller, is a bit more optimistic; he says it can be built in three or four months. I doubt whether it can be erected within that period. I have made inquiries elsewhere and have been reliably informed that it can be erected in six months. It is reasonable to assume that the incinerator can be erected in six months, providing the department is ready to let the contract on or about April 1st.

Mr. McArdle said:

Mr. President:—I am as much interested in getting this incinerator under construction and in operation as anybody, but in view of our experience in handling this incinerator problem, I am skeptical whether the prediction made by Mr. Wolk will come true. If we had realized our reasonable assumptions the incinerator would have

been built long ago. I am basing my prediction on previous experiences in the construction of public improvements, plus the fact that the Department of Public Works at the present time is loaded to the guards with work, and I am not at all encouraged to hope that we are going to get any extraordinarily favorable experience out of this project by assuming that it can be started and completed within the period mentioned by Mr. Wolk.

If we can have someone tell us that we can do this at an earlier date, of course we ought to yield to that prediction and let this contract stand on a five-months' basis. But I don't want to just kick it around and have what always happens, in a discussion of the incinerator, that the responsibility of all the failure to realize what we have been aiming to do for such a long period of time is in the lap of this Council.

We are taking our recommendation from the Department of Public Works, to whom we must look for our information on subjects of this nature. Does the Department propose this?

Mr. Wolk said:

Yes.

Mr. McArdle said:

If they have anything better to offer they ought to so inform Council. There may be something in Mr. Wolk's contention that if the new contract was to be entered into, although not for as long a period as provided in the ordinance before us, but cover the more favorable service, we ought to do it. I don't know what we ought to do in this case, whether we should set up our judgment against the department's and risk whatever is attended upon it. However, I am not going to do it on the basis that the Department of Public Works is going to achieve any outstanding results as far as speed is concerned in the erection of an incinerator plant.

Mr. Weir arose and said:

Mr. President:—I wouldn't feel badly if on the first of October the City had completed the incinerator plant. There is one thing Mr. Wolk didn't take into consideration and that is, if

the plant is ready by October 1st, it will take 90 days to put it into operation.

Mr. Wolk said:

Mr. President, as I said at the outset of my remarks, and I agree with Mr. McArdle, no one can predict when the incinerator will be completed and put in operation. All I am doing, as far as I am personally concerned, is to call Council's attention to what has been reported to me, and I am basing my prediction on the information. Maybe Mr. McArdle and Mr. Weir are both correct in their predictions.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

McArdle

Gallagher

Weir

Garland

Noes:—Messrs.

Wolk

O'Toole, (Pres't)

Ayes 5. Noes 2.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Wolk presented

No. 2269. Report of the Committee on Public Service and Surveys for January 11, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2198. An Ordinance entitled, "An Ordinance granting unto the Duquesne Slag Products Company, its successors and assigns, the right to construct, maintain and use the northerly portion of a proposed steel beam, wooddeck highway bridge, complete with hand-rails, and concrete abutments over and across Becks Run, said northerly portion lying between the southerly curb line and southerly property

line of Becks Run Road in the 16th Ward, Pittsburgh, Penna."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Evans (for Mr. Anderson) presented

No. 2270. Report of the Committee on Public Safety for January 11, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2171. An Ordinance entitled, "An Ordinance regulating the use of fusion welding, resistance welding and gas cutting of structural steel in the construction, alteration and additions to buildings and structures within the City of Pittsburgh."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Gallagher presented

No. 2271. Report of the Committee on Public Welfare for January 11, 1939, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2186. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Welfare to enter into an agreement for the year 1939 with the Federation of Social Agencies for the purpose of clearing and registering all persons who apply for assistance in the City of Pittsburgh, and setting aside the sum of \$250.00 from Code Account 1302-1, Federation of Social Agencies, Miscellaneous Services, Department of Public Welfare, for the payment of the cost thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2187. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Welfare to advertise for proposals and to award a contract to the lowest responsible bidder or bidders for placing fire insurance on the contents and buildings at the City Home and Hospitals, Mayview, and providing for the payment thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2188. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the finishing of dentures for patients in the City Home and Hospitals, Mayview, Pa., for the year 1939, and providing for the payment of the cost thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2189. An Ordinance entitled, "An Ordinance repealing an ordinance entitled, 'An Ordinance providing for the letting of a contract or contracts for the examining, prescribing and furnishing of 1,000 pairs of eye glasses (more or less) for indigent persons who are residents of the City of Pittsburgh for the Department of Public Welfare, and providing for the payment thereof,' approved August 6, 1937."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. McArdle presented
No. 2272.

RESOLVED, That the attention of the Director of the Department of Public Health be called to the necessity for the strict supervision of the execution of the contracts providing for the services of architects on the Municipal Hospital and the Leech Farm improvements, and the contracts that have been and may be let for the performance of the physical work on these two improvements, in order that compliance may be had at all times with the regulations of the Public Works Administration upon which the grants to the City of Pittsburgh are predicated and in order that the time element, which is highly important, may be complied with, so that no risk will be run of the City losing any part of the grant made by the Public Works

Administration on these projects; and, be it further

RESOLVED, That the heads of all other departments of the City of Pittsburgh, who may in their official capacity have to deal with the problems involved in executing these contracts, co-operate in every way possible with the Department of Public Health and its agents, so that the said department can meet the responsibilities involved in these contracts to the fullest possible measure.

Which was read.

Mr. McArdle moved

The adoption of the resolution.
Which motion prevailed.

The Chair said:

Members of Council:—I would like the minutes to show that we are honored today by a visit of the Senior Class of the Westinghouse High School, and their teacher, Miss Millicent Leech.

Mr. Weir moved

That the Minutes of Council of Monday, January 9, 1939, be approved.
Which motion prevailed.

And upon motion of Mr. Garland
Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Monday, January 23, 1939

No. 3

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE.....President

EDW. W. LINDSAY.....City Clerk

JAMES W. PATTERSON Ass't City Clerk

Pittsburgh, Pa.

Monday, January 23, 1939

Council met.

Present:—Messrs.

Evans

Weir

Gallagher

Wolk

Garland

O'Toole, (Pres't)

McArdle

Absent:—Messrs.

Anderson

Demmler

PRESENTATIONS

Mr. Evans (for Mr. Anderson) presented

No. 2273. Report from the Bureau of Police of injuries received by Mrs. Emma Pakowski, of 3009 Brereton avenue, who fell on icy pavement on Thirty-fourth street near Penn avenue, on January 15, 1939.

Which was read and referred to the Committee on Finance.

Also

No. 2274. An Ordinance providing for the letting of a contract for the furnishing and delivery of one Auto-

mobile Coupe for the Bureau of Fire, and providing for the payment thereof.

Also

No. 2275. Communication from Miss Leah Kleppner, 4808 Rosetta street, relative to automobiles parking day and night in Brown way, East Liberty.

Which were read and referred to the Committee on Public Safety.

Mr. Evans presented

No. 2276. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration in favor of the Entress Brick Company on property on Bedford avenue, for the third and fourth quarters of 1933 and for the years 1934, 1935, 1936, 1937 and 1938, amounting to \$750.94; authorizing and directing the proper officers of the City to satisfy any liens that may be filed against said property on account of delinquent water rents as aforesaid, and charging all costs, penalties and interest thereon to the City of Pittsburgh.

Also

No. 2277. Communication from the Director of the Department of Public Works relative to the necessity of overtime employment of men for the removal of ice and snow, and asking authority therefor.

Also

No. 2278. Resolution approving the action of the Director of the Department of Public Works in continuing payment of salary to William H. Hagmaler, Designing Draftsman, Bureau of Engineering, who is absent on account of illness, for the period extending from December 13, 1938, to February 1, 1939.

Which were severally read and referred to the Committee on Finance.

Also

No. 2279. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into, make and execute an Agreement for and on behalf of the City of Pittsburgh, with the Board of County Commissioners of the County of Allegheny, relating to the construction and improvement of a boulevard system adjacent to the water front area, and providing for the adjustments of existing facilities of utilities; the widening of Water street and Duquesne way; an establishment of new grades, if necessary, and the alteration or adjustment of the harbor lines of the Allegheny and Monongahela rivers, if necessary; the reconstruction of the sewer lines of the City, and the control and responsibility for the future maintenance of the new boulevard.

Also

No. 2280. An Ordinance amending Section 1 of Ordinance No. 522, approved November 15, 1938, entitled, "An Ordinance granting to the Board of County Commissioners of the County of Allegheny the right to enter into the City of Pittsburgh for the purpose of constructing a boulevard system adjacent to the Water Front Areas in the City of Pittsburgh, beginning at a point in the vicinity of the intersection of Grant street and Water street; thence along Water street to a point in the vicinity of Short street, and beginning at a point in the vicinity of the intersection of Barbeau street and Duquesne way; thence along Duquesne way to a point in the vicinity of the intersection of Tenth street and Duquesne way."

Also

No. 2281. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of playground equipment for the Bureau of Recreation, and providing for the payment thereof.

Also

No. 2282. Petition for the improvement of Hillsboro street, 20th Ward, as a W. P. A. project.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2283. An Ordinance vacating Oxline (formerly Ogden, formerly Ohio) street, in the Twenty-first ward of the City of Pittsburgh (originally laid out as an unnamed 50 foot street adjacent and parallel to the Ohio river, in the Manchester Plan, Plan Book Vol. 1, page 12), from the southerly line of Juniata street to the northerly line of Roalman street; providing for the closing of said street and the return of the land included therein to the owners thereof free and discharged of any easements or property rights relating to a right of passage thereon or thereover, arising out of the sale of lots by reference to said Plan, and the taking and extinguishing of all such easements or property rights, and providing for the assessment of damages occasioned thereby against properties peculiarly benefited.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Gallagher presented

No. 2284. Report of the Budget Controller relative to claim of John Galbreath for extra work performed in installation of plumbing work at the City Home and Hospitals, Mayview, Pa.

Which was read and referred to the Committee on Finance.

Mr. McArdle presented

No. 2285. An Ordinance appropriating and setting aside the sum of Ninety-five Thousand Four Hundred Twenty-eight Dollars and Thirty-five Cents (\$95,428.35) from proceeds derived from grant of the Government of the United States, Docket No. 2154-F, for the purpose of paying for the reconstruction of and additions to the Leech Farm Hospital.

Which was read and referred to the Committee on Finance.

Also

No. 2286. An Ordinance providing for the letting of a contract or contracts for the furnishing of Laboratory Equipment for the Department of Public Health, and providing for the payment thereof.

Which was read and referred to the

Committee on Health and Sanitation.
tion.

The Chair presented

No. 2287. An Ordinance amending Section 1 and the title of Ordinance No. 403, approved September 10, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes," and as amended by Ordinance No. 456, approved October 8, 1938; by Ordinance No. 493, approved October 29, 1938, and by Ordinance No. 538, approved November 23, 1938.

Also

No. 2288. An Ordinance amending Section 1 of Ordinance No. 566, approved December 6, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor."

Also

No. 2289. An Ordinance supplementing Section 30, Department of Lands and Buildings, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Also

No. 2290. An Ordinance authorizing and directing the Mayor and the Director of the Department of Supplies to compile data for and install modern visible cumulative commodity purchase index; cumulative vender purchase record; comprehensive

catalog index and refile all documents pertinent to purchase orders involved, in conjunction with the Federal Works Progress Administration; providing for the performance of such work as may not be assumed by the Works Progress Administration, and for the payment of the cost thereof.

Also

No. 2291. Communication from the City Treasurer transmitting statement of collection of delinquent taxes for the period January 1 to January 15, 1939; also statement of accounts of the City Solicitor.

Also

No. 2292. Resolution authorizing and directing the City Solicitor to accept the face amount of any liens for municipal improvements against the several lots of the E. S. S. Land Company in the Thirty-second ward during the year 1939 as and when the E. S. S. Land Company pays the taxes and the face of the lien against any one of the respective lots so desired to be released; the said Land Company to pay the court costs incident to the lien, provided that at the time the offer is made there is a building under construction on the lot covered by the offer.

Also

No. 2293. Communication from A. J. Roth, Secretary, Postal Affairs Committee, Chamber of Commerce of Pittsburgh, submitting memorandum regarding the postal situation in the Thirty-first ward.

Also

No. 2294. Communication from Leo Daniels, Esq., advising of his withdrawal as counsel for Watkins & Company, in connection with their claim against the City for services in the preparation of the South Pittsburgh Water Company rate case.

Also

No. 2295. Communication from Mrs. Henry Davis Stark relative to the reorganization of the Department of Public Health.

Also

No. 2296. Communication from Theodore A. Epstein, Esq., representing Odd Fellows lodge at 3027 Terrace street, asking adjustment of their

water bill in the amount of \$112.78 for second quarter of 1936.

Which were severally read and referred to the Committee on Finance.

Mr. Garland presented

No. 2297. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration in the sum of \$15.92 to Mrs. Daisy Langenheim for the first quarter of 1935 on property at 518 Ivy street.

Which was read and referred to the Committee on Finance.

REPORTS OF COMMITTEES

Mr. Evans (for Mr. Demmler) presented

No. 2298. Report of the Committee on Finance for January 17, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2251. An Ordinance entitled, "An Ordinance amending portions of Section 9, Department of Law, of Ordinance No. 618, which became a law January 9, 1939, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof.'"

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Wolk
Gallagher	O'Toole, (Pres't)
Garland	

Noes:—

Mr. McArdle,
(Mr. Weir not voting)

Ayes 5. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1944. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of H. Kalsen for \$62.70, Frank Kaffka for \$22.80, Wolk's Kamera Exchange for \$120.00, Federal Laboratories, Inc., for \$1,036.50, Eastman Kodak Stores, Inc., for \$147.36, W. S. Brown, Inc., for \$32.95, in payment for services rendered and supplies furnished without previous authority of law."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	

Noes:—

Mr. O'Toole, (Pres't)

(Mr. Wolk not voting)

Ayes 5. Noes 1.

And there not being two-thirds of the votes of Council in the affirmative, the bill failed to pass.

Also

Bill No. 1997. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of George H. Alexander & Company for \$162.17, Charles Bruning Company for \$539.92, Bunting Stamp Company for \$98.18, Coates, Gregg & Miller Company for

\$2,963.14, Eugene Dietzgen Company for \$139.31, Eichenlaubs for \$442.85, B. K. Elliott Company for \$2,316.21, Grant Building for \$71.17, Jacobson Picture Frame Company for \$9.80, Jones and Laughlin Steel Corporation for \$22.12, Keps Electric Company for \$32.50, Lyons Metal Products, Inc., for \$141.33, Marchant Calculating Machine Company for \$360.00, James H. Matthews & Company for \$7.30, Albert A. Murrer, Inc., for \$70.00, E. E. Beeck, Co-Trustee, Plaza Building for \$1,750.00, A. & B. Smith Company for \$103.85, Sparrow-Smart Company for \$22.95 and Underwood Elliott Fisher Company for \$789.89, for payment of Office and Engineering Equipment, Supplies, Office Rentals and Repairs furnished for the benefit of the City, without previous authority of law."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans McArdle

Gallagher Weir

Garland Wolk

Noes:—

Mr. O'Toole, (Pres't)

Ayes 6. Noes 1.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2205. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the Ley Building Company for \$1,824.30, for services furnished."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans Weir

Gallagher Wolk

Garland O'Toole, (Pres't)

McArdle

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2231. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of certain employees of the Bureau of Police, Department of Public Safety, in payment of services rendered by them without previous authority of law, between the dates of November 16, 1938 and December 15, 1938, in the sum of \$2,312.75."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.
Evans Weir
Gallagher Wolk
Garland O'Toole, (Pres't)
McArdle
Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2234. An Ordinance entitled, "An Ordinance amending Section 1 of Ordinance No. 539, approved November 23, 1938, entitled, 'An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the Public Bridges of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor, and as amended by Ordinance No. 561, approved December 6, 1938, and Ordinance No. 2, approved January 16, 1939.'"

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.
Evans Weir
Gallagher Wolk
Garland O'Toole, (Pres't)
McArdle
Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2235. An Ordinance entitled, "An Ordinance authorizing the

taking, using, appropriating and condemning by the City of Pittsburgh of certain property of the Commonwealth Collateral Company, a Delaware Corporation, situate in the Fifteenth Ward of the City of Pittsburgh, for extending and improving the water supply system of the City, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor, and further providing for the payment of the City's share of the costs, damages and expenses occasioned thereby."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.
Evans Weir
Gallagher Wolk
Garland O'Toole, (Pres't)
McArdle
Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2236. An Ordinance entitled, "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Charles C. Donkin and Leighton H. Campbell, situate in the Twelfth Ward of the City of Pittsburgh, for extending and improving the water supply system of the City, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor, and providing for the

payment of the City's share of the costs, damages and expenses occasioned thereby."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2240. An Ordinance entitled, "An Ordinance creating and establishing an additional position in the Department of Public Welfare, fixing the rate of compensation, and providing for the payment thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2242. An Ordinance entitled, "An Ordinance supplementing and amending Ordinance No. 415, approved September 17, 1938, entitled, 'An Ordinance authorizing the Mayor and the Director of the Department of Public Health to enter into a contract of employment with an architect or architects for the purpose of preparing plans and specifications for the proposed reconstruction of and additions to the Leech Farm Hospital and to provide for the payment of the same.'"

Which was read.

Mr. Evans moved

Which was read.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2247. An Ordinance entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$1,090,001.15, for payment of the

cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	Wolk
	O'Toole, (Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2253. An Ordinance entitled, "An Ordinance authorizing the Bureau of Tests to perform work in connection with inspection and testing of all materials used in construction of the new Municipal Hospital and the new construction work at Leech Farm Tuberculosis Sanatorium."

Ir. Finance Committee, January 17, 1939, bill read and amended in Section 1, by striking out and by inserting as shown in red, and in the title by inserting after the word "authorizing" the words "and directing the Director of the Department of Public Works through;" by inserting after the words "materials used in" the words "future contracts for the;" by striking out the words "the new construction work at" and by inserting in lieu there-

of the words "additions to" and by adding at the end thereof the words, "and providing for the payment of services incurred thereby," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2206. Resolution authorizing and directing the Mayor to execute and deliver a deed for property at the southeast corner of the Boulevard of the Allies and Ward Street to the Affiliated Service Stations, Incorporated, for the sum of \$5,000.00, provided that the purchase money shall be paid within sixty days from the date hereof.

In Finance Committee January 17, 1939, read and amended by striking out the amount "\$5,000.00" and by inserting in lieu thereof the amount

"\$5,259.82," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also, with an affirmative recommendation.

Bill No. 2197. Resolution authorizing the issuing of a warrant in favor of Jones and Brown, Inc., in the sum of \$50.00, refunding the amount paid for the printing and publication of the ordinance for the vacating of Tuscarora street, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Evans (for Mr. Anderson) presented

No. 2299. Report of the Committee on Public Safety for January 17, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2233. An Ordinance entitled, "An Ordinance authorizing and directing the Department of Public Safety to incur certain expenses in connection with the operation of the Better Traffic Committee for the year 1939."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Wolk moved to reconsider the action by which

Bill No. 1944. An Ordinance entitled, "An Ordinance authorizing the

issuance of warrants in favor of H. Kalson for \$62.70, Frank Kaffka for \$22.80, Wolk's Kamera Exchange for \$120.00, Federal Laboratories, Inc., for \$1,036.50, Eastman Kodak Stores, Inc., for \$147.36, W. S. Brown, Inc., for \$32.95, in payment for services rendered and supplies furnished without previous authority of law."

Which, in Council this day, was read a third time and failed to pass finally, lacking a two-thirds vote.

Which motion prevailed.

And the question recurring "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	Wolk

Noes:—

Mr. O'Toole, (Pres't)

Ayes 6. Noes 1.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

The Chair presented

No. 2300.

WHEREAS, The time for paying taxes and receiving the discount expires on January 31, 1939, and

WHEREAS, Owing to the delay in the printing and making up of tax statements, the time for collecting the taxes has been delayed until January 15, 1939, Therefore be it

RESOLVED, That the City Treasurer is hereby authorized and directed to extend the time for paying taxes and receiving the benefit of the 2% discount up to and including February 15, 1939.

Which was read.

Mr. Garland moved

The adoption of the resolution.

Upon which motion the ayes and noes were ordered taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Mr. Weir moved

That the Minutes of Council of Monday, January 16, 1939, be approved.

Which motion prevailed.

And upon motion of Mr. McArdle

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Monday, January 30, 1939

No. 4

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON--Ass't City Clerk

Pittsburgh, Pa.

Monday, January 30, 1939.

Council met.

Present:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Absent:—Messrs.

Anderson Demmler

PRESENTATIONS

Mr. Evans (for Mr. Anderson) presented

No. 2301. Petition for the installation of a traffic light at the intersection of Twenty-first street and Liberty avenue, between 4:00 P. M. and 6:00 P. M.

Which was read and referred to the Committee on Public Safety.

Mr. Evans presented

No. 2302. An Ordinance authorizing and directing a conveyance to the Housing Authority of the City of Pittsburgh of a certain parcel of

land now owned by the City of Pittsburgh, situate in the Fifth ward of the City of Pittsburgh.

Also

No. 2303. An Ordinance appropriating the sum of \$12,000.00 from Bond Fund No. 132 for the payment of the City's share of the cost, including salaries, to carry out and complete certain survey and planning work as conducted by the Department of City Planning in conjunction with the Federal Works Progress Administration.

Also

No. 2304. An Ordinance appropriating the sum of \$15,000.00 from Bond Fund No. 131, General Improvement Notes, 1937, for payment of engineering and other necessary expenses for services to be incurred in the Department of Public Works for contemplated bond issue improvements, and for improvements carried out in connection with other political subdivisions or agencies of the Commonwealth of Pennsylvania, and repealing Ordinance No. 13, approved January 21, 1939.

Also

No. 2305. An Ordinance amending a portion of Section 49, Department of Public Works-Garage, of an Ordinance entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Also

No. 2306. An Ordinance authorizing the Director of the Department of Public Works to engage the services of a Consulting Engineer for the checking of plans on the Mission

Street bridges, and providing for the payment thereof.

Also

No. 2307. An Ordinance authorizing the Mayor to employ C. C. C. Stotler as Technical Advisor for W. P. A. Project No. 17320 for Delinquent Tax Survey and listing of city owned property and tax record installation for a period of six months at a compensation of \$250.00 per month.

Which were severally read and referred to the Committee on Finance.

Also

No. 2308. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—O E30, by including within the "C" Residence District, all that certain property, now classified "B" Residence District, bounded by Hutchinson street; the line dividing the City of Pittsburgh and Borough of Swissvale; Frick Park; Sanders street and Richmond street.

Also

No. 2309. An Ordinance opening Gladstone way, in the Fifteenth ward of the City of Pittsburgh, from Hazelwood avenue to Flowers avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 2310. An Ordinance accepting the grading, paving, curbing, sewerage and water line on Highmont road, from Shady avenue to the northerly terminus thereof, also the sewers constructed on rights of way as laid out in the "Highmont Plan of Lots."

Also

No. 2311. An Ordinance accepting the grading, paving and curbing on Raymond street, from Nevada street to Windermere drive; accepting the grading, paving, curbing, water line and sewer on Windermere drive, from Nevada street to Nevada street, also the sewer on private property in "Ye Olde Swissvale Farme Plan of Lots," and on private property between said Plan and the public sewer near Commercial street.

Also

No. 2312. An Ordinance providing for a contract for repairs to the

coal siding at Ross and Aspinwall Pumping Stations, and for the payment of the cost thereof.

Also

No. 2313. Communication from the Director of the Department of Public Works relative to extra work required in the amount of \$480.71 on the contract for the improvement of Rinne street, from Una way to a point 191.8 feet south of Weise street.

Also

No. 2314. Communication from the Building Owners and Managers Association submitting their objections to the proposed zoning change of property located at Negley and Wellesley avenues for apartment use.

Also

No. 2315. Communication from the Director of the Department of Public Works relative to extra work required in the amount of \$3,500.00 on Contract No. 1, Piers for Herrs Island bridge over back channel of the Allegheny river, P. W. A. Project No. Pa. 1604-F.

Also

No. 2316. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to enter into an Agreement with the County of Allegheny, through its Board of County Commissioners, for the purpose of constructing a Boulevard System adjacent to the Water Front Areas in the City of Pittsburgh, beginning at a point in the vicinity of the intersection of Grant street and Water street; thence along Water street to a point in the vicinity of Short street, and beginning at a point in the vicinity of the intersection of Barbeau street with Duquesne way; thence along Duquesne way to a point in the vicinity of the intersection of Tenth street and Duquesne way.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2317. Resolution authorizing and directing the Mayor to sign a petition on behalf of the City of Pittsburgh for the vacation of the following streets, laid out in the Yost

Ruch Plan of Lots, as recorded in the Recorder of Deeds Office in Allegheny County, Pennsylvania, in Plan Book, Volume 9, pages 56 and 57:

- (a) Addison street, from Reed street to Ruch street;
- (b) Devilliers street, from Reed street to Jumonville street;
- (c) Ellicott street, from Jumonville street to Wyandotte street;
- (d) Jumonville street, from Devilliers street to Cuba way;
- (e) Kirkpatrick street, from Reed street to Wyandotte street;
- (f) Unnamed way, south of Lot No. 65, from Jumonville street westwardly to another Unnamed way.

Also

No. 2318. Resolution authorizing and directing the Mayor to sign a petition on behalf of the City of Pittsburgh for the vacation of the following streets, laid out in the Booth & Flinn's Subdivision of the Yost Ruch Plan of Lots, as recorded in the Recorder of Deeds Office in Allegheny County, Pennsylvania, in Plan Book Volume 12, page 82:

- (a) Addison street, from Reed street to Ruch street;
- (b) Ashmead street, (formerly Ashland street) from Kirkpatrick street to westerly terminus of said Ashmead street;
- (c) Benevola way, from Corwin street to Wyandotte street;
- (d) Bentley street, (formerly Barr street) from Ruch street to westerly terminus of said Bentley street;
- (e) Corwin street, from Kirkpatrick street to westerly terminus of said Corwin street;
- (f) Devilliers street, from Reed street to Jumonville street;
- (g) Ellicott street, from Jumonville street to Ruch street;
- (h) Gravity street, (formerly Grove street) from Corwin street to Ellicott street;
- (i) Jumonville street, from Devilliers street to Cuba way;
- (j) Kirkpatrick street, from Reed street to Wyandotte street;
- (k) Ruch street, from Reed street to Wyandotte street;

- (l) Unnamed street, located approximately 790 feet south of Reed street, from Devilliers street to the easterly terminus of said unnamed street;
- (m) Unnamed way, located approximately 100 feet south of Reed street, from Devilliers street westwardly to another Unnamed way;
- (n) Unnamed way, located approximately 400 feet south of Reed street, from Devilliers street, westwardly to another Unnamed way;
- (o) Unnamed way, located approximately 850 feet south of Reed street, from Jumonville street, westwardly to another Unnamed way.

Also

No. 2319. Resolution authorizing and directing the Mayor to sign a petition on behalf of the City of Pittsburgh for the vacation of the following streets, laid out in the Booth & Flinn's Subdivision of the Yost Ruch Plan, as recorded in the Recorder of Deeds Office in Allegheny County, Pennsylvania, in Plan Book Volume 17, pages 114 and 115:

- (a) Addison street, from Reed street to Ruch street;
- (b) Ashmead street, (formerly Ashland street) from Kirkpatrick street to westerly terminus of said Ashmead street;
- (c) Benevola way, from Corwin street to Wyandotte street;
- (d) Bentley street, (formerly Barr street) from Ruch street to westerly terminus of said Bentley street;
- (e) Corwin street, from Kirkpatrick street to westerly terminus of said Corwin street;
- (f) Devilliers street, from Reed street to Jumonville street;
- (g) Ellicott street, from Jumonville street to Ruch street;
- (h) Gravity street, (formerly Grove street) from Corwin street to Ellicott street;
- (i) Jumonville street, from Devilliers street to Cuba way;
- (j) Kirkpatrick street, from Reed street to Wyandotte street;
- (k) Ruch street, from Reed street to Wyandotte street;

- (l) Unnamed street, located approximately 790 feet south of Reed street, from Devilliers street to the easterly terminus of said unnamed street;
- (m) Unnamed way, located approximately 100 feet south of Reed street, from Devilliers street westwardly to another Unnamed way;
- (n) Unnamed way, located approximately 400 feet south of Reed street, from Devilliers street, westwardly to another Unnamed way;
- (o) Unnamed way, located approximately 850 feet south of Reed street, from Jumonville street, westwardly to another Unnamed way.

Also

No. 2320. Resolution authorizing and directing the Mayor to sign a petition on behalf of the City of Pittsburgh for the vacation of Falcon way, from Addison street to Elmore street.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Gallagher presented

No. 2321. An Ordinance authorizing the issuance of a warrant in favor of John A. Galbreath for \$1,241.03 in payment for extra work done on contracts for plumbing at the City Home and Hospitals, Mayview, Pa., for the benefit of the City without previous authority of law.

Which was read and referred to the Committee on Finance.

Mr. Garland presented

No. 2322. Communication from John J. Bissell requesting the construction of water lines to the Penham Plan of Lots, at Penn avenue and South Dallas avenue, 14th Ward.

Which was read and referred to the Committee on Filtration and Water.

Mr. McArdle presented

No. 2323. An Ordinance amending Section 38, Department of Public Safety, Bureau of Police, of Ordinance No. 618, entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Which was read and referred to the Committee on Finance.

Mr. Weir presented

No. 2324. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Roof Ventilating Apparatus and accessories for the Phipps Conservatory, Bureau of Parks, and providing for the payment thereof.

Also

No. 2325. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of 40 Hand Lawn Mowers, 2 Tractors, 2 Power Sickle Mowers, 1 Dump Truck and 2 Power Mowers for the Bureau of Parks, and providing for the payment thereof.

Which were read and referred to the Committee on Parks and Libraries.

Mr. Wolk presented

No. 2326. An Ordinance establishing the opening grades on Greenboro lane and Winchester road, as laid out and proposed to be dedicated as legally opened highways by George M. and Nancy S. Trelfall, in their plan of lots called Greentree Manor Plan of Lots, in the Twentieth ward of the City of Pittsburgh.

Which was read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 2327. An Ordinance amending Section 1 of Ordinance No. 181, approved June 18, 1932, entitled, "An Ordinance fixing the fee for persons using the Highland Park Swimming Pool and Bathhouse, and providing for the collection thereof."

Also

No. 2328. An Ordinance authorizing the City Controller to continue to employ a Technician, one who has a special or expert knowledge of collateral securities, values, credits and of the duties and requirements in receivership proceedings, for a period not to exceed six months, commencing February 12, 1939, at a salary not to exceed Four Hundred (\$400.00) Dollars per month.

Also

No. 2329. Resolution authorizing and directing the City Controller to transfer \$398.08 from Code Account 1368, Salaries, Regular Employees, and \$184.00 from Code Account 1370, Wages, Regular Employees, Department of Lands and Buildings, to the following:

Code

Acct.

1147—Salaries, Regular Employees—\$145.80

1148—Wages, Regular Employees— 184.00

(Carnegie Free Library, N. S.)

1914—Salaries, Regular Employees— 252.28

(Bureau of Recreation)

\$582.08

Also

No. 2330. An Ordinance authorizing the issuance of a warrant in favor of Martin Woolsey in the sum of \$50.74, in payment of services furnished for the benefit of the City during the period of January 9th to 19th, 1939, inclusive, as driver, without previous authority of law.

Also

No. 2331. Communication from the Director of the Department of Lands and Buildings transmitting correspondence from the Department of Public Works and the Law Department relative to use of portion of city-owned property at Lebanon and Mifflin roads by the American Oil Co., without proper authority, and plans of said company to extend a concrete culvert thereon.

Also

No. 2332. Communication from Ralph P. Tannehill, Esq., requesting adjustment of delinquent water rent for part of 1933 on property at 1040 Kirkpatrick street, 5th Ward.

Also

No. 2333. Communication from Mrs. Leo Schonfeld, President, Pittsburgh Section, National Council of Jewish Women, advising of resolution adopted by that organization urging Council to give Dr. I. H. Alexander, Director, permission to reorganize the Department of Public Health.

Also

No. 2334. Communication from Strassburger & McKenna, by Attorneys J. Frank McKenna and Francis P. Anton, asking that proper steps be taken

to clear titles to certain properties purchased from Thomas J. Hartman, et al, in the 12th Ward.

Also

No. 2335. Communication from Chas. W. Cattley, 7237 Mt. Vernon street, relative to his water tax statement for 1939.

Which were severally read and referred to the Committee on Finance.

Also

No. 2336. Communication from the Board of Commissioners of Allegheny County relative to allocation of costs of the water front improvements, and urging that the various City departments expedite the signing of the agreement involved.

Also

No. 2337. Communication from the North Side Chamber of Commerce recommending that no change be made in the name of the Monument Hill Playground.

Also

No. 2338. Communication from Charles R. Meyer relative to use of metal lath instead of back-up tile by the contractor on pipe line work in the City-County building, in conflict with the contract specifications and the building code.

Also

No. 2339. Communication from Mrs. Thomas Chesebrough, 5701 Wellesley avenue, protesting against proposed zoning change of property at Negley and Wellesley avenues, for apartment use.

Which were severally read and referred to the Committee on Public Works.

REPORTS OF COMMITTEES

Mr. Evans (for Mr. Demmler) presented

No. 2340. Report of the Committee on Finance for January 24, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also

Bill No. 2246. An Ordinance entitled, "An Ordinance authorizing the City of Pittsburgh to cooperate with the Housing Authority of the City of Pitts-

burgh by furnishing certain municipal aid for housing projects of said Housing Authority; prescribing a form of contract with the Housing Authority of the City of Pittsburgh with reference thereto, and authorizing the execution of said contract."

In Finance Committee, January 24, 1939, bill read and amended by striking out and by inserting as shown in red in Section 1, Article 5, Paragraph (d) and Paragraph (g); in Article 6, Paragraph (b) and Paragraph (g); and, as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

The Chair:—The City Solicitor, Mr. Wm. Alvah Stewart, is present in response to Council's request. Mr. Stewart, the members of Council desire an expression from you as to whether you approve Bill No. 2246, the agreement between the City of Pittsburgh and the Housing Authority.

Mr. Stewart said:

Mr. Chairman and Members of Council:—This bill, as amended, was the result of a conference between the representatives of the Housing Authority, the Director of the Department of Public Works, and the City Solicitor. The bill, as amended, meets with the approval of all parties concerned. Is that satisfactory?

Mr. Evans arose and said::

Mr. Chairman, I might call your attention, particularly, to the one change made in the agreement which eliminated \$50,000.00 from the total amount to be borne by the City of Pittsburgh.

Mr. Stewart said:

The amounts of money contained in the bill are the result of conferences between the representatives of the Housing Authority and the Director of the Department of Public Works. The Department of Law had nothing to do with the amounts of money stipulated in the agreement to be borne by the City of Pittsburgh.

The Chair:

The material question is, whether the ordinance is in proper legal form?

Mr. Stewart said:

Mr. Chairman, Yes it is.

Mr. McArdle arose and said:

Is the purpose of the agreement fairly covered by the language of the ordinance?

Mr. Stewart said:

Yes, sir.

Mr. Garland arose and said:

Mr. Chairman. Shouldn't it be noted on the ordinance that it has the approval of the Department of Law by the signature of the City Solicitor?

Mr. Stewart said:

I think that is a proper request, and I shall conform to that desire and attach my signature of approval to the ordinance.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1949. An Ordinance entitled, "An Ordinance appropriating the sum of One Hundred Forty-eight Thousand (\$148,000.00) Dollars from -----, for the payment to the City's share of the cost of Unemployment Relief Projects, to be carried out by the Department of Public Works in conjunction with the Federal Works Progress Administration."

In Finance Committee, January 24, 1939, bill read and amended in Section 1 and in the title by inserting in blank spaces the words "Public Improvement Notes, 1939," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2252. An Ordinance entitled, "An Ordinance supplementing Section 12, City Planning Commission,

of Ordinance No. 618, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law on January 9, 1939."

In Finance Committee, January 24, 1939, bill read and amended in Section 1, by adding thereto as shown in red, and in the title by inserting after the words "City Planning Commission" the words "and amending Section 26, Bureau of Inspection," and, as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 2285. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of Ninety-five Thousand Four Hundred Twenty-eight Dollars and Thirty-five Cents (\$95,428.-

35) from proceeds derived from grant of the Government of the United States, Docket No. 2154-F, for the purpose of paying for the reconstruction of and additions to the Leech Farm Hospital."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2287. An Ordinance entitled, "An Ordinance amending Section 1, and the title of Ordinance No. 403, approved September 10, 1938, entitled, 'An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short - term promissory notes,' and as amended by Ordinance No. 456, approved October 8, 1938; by Ordinance No. 493, approved October 29, 1938, and by Ordinance No. 538, approved November 23, 1938."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2288. An Ordinance entitled, "An Ordinance amending Section 1 of Ordinance No. 566, approved December 6, 1938, entitled, 'An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor.'"

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2289. An Ordinance entitled, "An Ordinance supplementing Section 30, Department of Lands and Buildings, of an Ordinance entitled, 'An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh and the rate of compensation thereof,' which became a law January 9, 1939."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2297. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration in the sum of \$15.92, to Mrs. Daisy Langenheim, for the first quarter of 1935, for water rent on property at 518 Ivy street.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2278. Resolution approving the action of the Director of the Department of Public Works in continuing payment of salary of William H. Hagmaier, Designing Draftsman in the Bureau of Engineering, who is absent on account of illness for the period extending from December 13, 1938, to February 1, 1939.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Evans presented

No. 2341. Report of the Com-

mittee on Public Works for January 24, 1939, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2237. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of 12 Auto Trucks for the Bureau of Highways and Sewers, Department of Public Works, and providing for the payment thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2280. An Ordinance entitled, "An Ordinance amending Section 1 of Ordinance No. 522, approved November 15, 1938, entitled, 'An Ordinance granting to the Board of County Commissioners of the County of Allegheny the right to enter into the City of Pittsburgh for the purpose of constructing a Boulevard System adjacent to the Water Front Areas in the City of Pittsburgh, beginning at a point in the vicinity of the intersection of Grant street and Water street; thence along

Water street to a point in the vicinity of Short street, and beginning at a point in the vicinity of the intersection of Barbeau street with Duquesne way; thence along Duquesne way to a point in the vicinity of the intersection of Tenth street and Duquesne way.'"

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2281. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Playground Equipment for the Bureau of Recreation, and providing for the payment thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Wolk presented

No. 2342. Report of the Committee on Public Service and Surveys for January 24, 1939, transmitting an Ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2025. An Ordinance entitled, "An Ordinance vacating Hippley street, in the Twenty-fourth Ward of the City of Pittsburgh, between the north and south lines of the Fred H. Jones Plan of Lots."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with

the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. McArdle moved

That the Board of Public Education be exonerated from the payment of costs of advertising on Bill No. 2025, which are to be charged to the City.

Which motion prevailed.

Mr. Evans (for Mr. Anderson) presented

No. 2343. Report of the Committee on Public Safety for January 24, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2274. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of One Automobile Coupe for the Bureau of Fire, and providing for the payment thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle presented

No. 2344. Report of the Committee on Health and Sanitation for

January 24, 1939, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2065. An Ordinance entitled, "An Ordinance providing for and regulating the use of milk caps and fixing a standard specification for same; conferring powers and duties on the Director of the Department of Public Health and the Bureau of Food Inspection of the City of Pittsburgh, and imposing penalties for violation thereof."

Which was read.

Mr. Garland moved

That the bill be recommitted to the Committee on Health and Sanitation for hearing.

Which motion prevailed.

Also

Bill No. 2286. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of Laboratory Equipment for the Department of Public Health, and providing for the payment thereof."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Gallagher moved

That the Minutes of Council of Monday, January 23, 1939, be approved.

Which motion prevailed.

And there being no further business before the meeting, the Chair declared

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Monday, February 6, 1939

No. 5

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON--Ass't City Clerk
Pittsburgh, Pa.

Monday, February 6, 1939.

Council Met.

Present:--Messrs.

Evans	Weir
Gallagher	O'Toole, (Pres't)
McArdle	

Absent:--Messrs.

Anderson	Garland
Demmler	Wolk

PRESENTATIONS

Mr. Evans presented

No. 2345. An Ordinance appropriating and setting aside the aggregate amount of \$386,000.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States.

Also

No. 2346. An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, bridges and viaduct, sewerage, drainage, park and recreation systems of the City of Pittsburgh in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor.

Also

No. 2347. An Ordinance appropriating and setting aside the further sum of Seven Hundred Ninety-four Thousand (\$794,000.00) Dollars for constructing and equipping a Municipal Incinerator Plant on City-owned property at 29th Street and the Allegheny river, from the proceeds derived from the sale of Incinerator Bonds, 1934, Bond Fund 119.

Also

No. 2348. An Ordinance providing for a contract or contracts for constructing and equipping a Municipal Incinerator Plant on City-owned property at 29th Street and the Allegheny river, including necessary driveways, walks and landscaping therefor, but excluding piling and excavation in connection therewith, and providing for the payment of the cost thereof.

Also

No. 2349. An Ordinance authorizing the issuance of a warrant in favor of American Reduction Company for \$73,879.54 in payment for services furnished for the benefit of the City during the month of January, 1939, without previous authority of law.

Also

No. 2350. An Ordinance authorizing the issuance of a warrant in favor of Allegheny Garbage Company for \$26,500.00 in payment for services furnished for the benefit of the City during the month of January, 1939, without previous authority of law.

Also

No. 2351. Communication from the Law Department relative to the proposed sale of the North Side Asphalt Plant.

Also

No. 2352. An Ordinance supplementing Section 17, Carnegie Free Library of Allegheny, and Section 31, Department of Lands and Buildings, Bureau of Operating Maintenance, of Ordinance No. 618, which became a law January 9, 1939, entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof."

Which were severally read and referred to the Committee on Finance.

Also

No. 2353. Plan of Lots of the Heirs of Phillip Neuhart, Jr., in the 27th Ward of the City of Pittsburgh, and the dedication of Harbison street and Rigel avenue as shown thereon for public use for highway purposes.

Also

No. 2354. An Ordinance approving the Plan of Lots of the Heirs of Phillip Neuhart, Jr. property in the Twenty-seventh ward of the City of Pittsburgh, laid out by the Heirs of Phillip Neuhart, Jr.; accepting the dedication of Harbison street and Rigel avenue as shown thereon for public use for highway purposes; opening and naming the same, and establishing the grades thereon.

Also

No. 2355. An Ordinance opening Glenbar way, in the Fifteenth ward of the City of Pittsburgh, from Renova street to Penrose street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 2356. An Ordinance widening Liberty avenue, in the Sixth ward of the City of Pittsburgh, at Herron avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 2357. An Ordinance widening Rhine street at the intersection of Walz street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby; and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket.

Also

No. 2358. An Ordinance repealing Ordinance No. 618, approved December 31, 1938, entitled "An Ordinance widening Rhine street from Itin street to Buente street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby; and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket," insofar as said ordinance widened Rhine street from Yetta avenue to Buente street.

Also

No. 2359. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923 Zone Map, Sheet Z-N10-E15, by (a) including within the "A" Residence District, all that property now classified "B" Residence District, bounded by the line of the present Commercial District south of Centre avenue; a line parallel with and distant 300 feet eastwardly from Morewood avenue, the southerly line of property, now or late, of the Jas. McKay Estate, and a line parallel with and distant 150 feet eastwardly from Morewood avenue; (b) including within the One Hundred Foot District, all that certain property now classified Thirty-five Foot District, bounded by the present One Hundred Foot District south of Centre avenue; the line of the present One Hundred Twenty-five Foot District eastwardly from More-

wood avenue; a line parallel with and distant 50 feet northwardly from the southerly line of property now or late, of the Jas. McKay Estate, and a line parallel with and distant 200 feet eastwardly from Morewood avenue; (c) changing from a Thirty-five Foot to a Forty-five Foot District, all that certain 50 foot strip of property, now or late, of the Jas. McKay Estate, extending along its boundaries south of the line of the present Commercial District; (d) including within the Second Area District, all that property now classified First Area District, bounded by the line of the present Fourth Area District south of Centre avenue; the line of the Pennsylvania Railroad property; a line parallel with and distant 50 feet westwardly from Amberson avenue; the southerly line of property, now or late, of the Jas. McKay Estate, and a line parallel with and distant 150 feet eastwardly from Morewood avenue.

Also

No. 2360. An Ordinance fixing the location of a portion of the relief sewer in the Columbus avenue Drainage Basin that is to be constructed partly on public property and partly on private property, otherwise authorized by Ordinance of Council, extending from a point on Brightbridge street about sixty (60') feet southwest of Charles street, thence southwestwardly and westwardly to the trunk sewer on Adams street west of private property of the Pennsylvania Railroad Company, and providing therefor an easement on properties owned by Ernest G. Roessler, Christian Mueller, Uniondale Cemetery, Bertha H. Miller, Krist Uhl, Slova. National Building and Loan Association North Side, Pittsburgh, Mary Cushmanick, Walter Johnson, Martin J. and Julia A. Naughton, Jacob Conrad, Elizabeth S. Venter, S. Giarratano, Vincengo and Catherine Voci, Clarence A. Pearson, Wm. J. Savage, A. Gallagher and A. G. Oyster, T. A. McCarter, Jeanie W. Pratt, Frank Kosbohrer, Western Savings and Deposit Bank, Alexander Toth, I. J. Cieslak, Beulah Kramer, James McNally, Celia Fox, M. O. Bach, and providing for adjudication of damages occasioned thereby, and for payment of the cost and expense thereof.

Also

No. 2361. Petition for the grading and opening of Estep way to Sanborn street, from Straka way to Justine street.

Also

No. 2362. Communication from E. August Meter, 4031 Swanson street, requesting the surfacing of Radium street, through Kern way, 26th Ward, as a W. P. A. project.

Which were severally read and referred to the Committee on Public Works.

Mr. Gallagher presented

No. 2363. An Ordinance providing for the letting of a contract or contracts for the installation of Automatic Gas Governors in various buildings at the Pittsburgh City Home and Hospitals, Mayview, Pa., and providing for the payment thereof.

Which was read and referred to the Committee on Public Welfare.

Mr. McArdle presented

No. 2364. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Health to carry out and complete, in conjunction with the Federal Works Progress Administration, the painting and repairs to the Tuberculosis Hospital Buildings; providing for the performance of such work as may not be assumed by the Federal Works Progress Administration, and for the payment of the cost thereof.

Also

No. 2365. Communication from the Mayor, as Acting Director of the Department of Public Health, asking permission for Howard Patton, Superintendent Bureau of Inspection, to represent the department at the 15th annual meeting of the Pennsylvania Association of Diary Sanitarians, to be held in Harrisburg, Pa., on February 9 and 10, 1939.

Which were read and referred to the Committee on Finance.

Mr. Weir (for Mr. Wolk) presented

No. 2366. An Ordinance vacating an unnamed ten-foot way in the Fifteenth ward of the City of Pitts-

burgh, from Renova street to Glenwood avenue, as laid out in the Glenwood Land Company's Plan of Lots, and lying between Lots Nos. 95 and 96 in said Plan.

Which was read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 2367. An Ordinance authorizing the employment of additional plumbers in the Department of Lands and Buildings, and fixing the rate of compensation of same.

Also

No. 2368. An Ordinance authorizing the issuance of a warrant in favor of Reese Bentel in the amount of One Hundred Sixty-five Dollars (\$165.00), for services furnished the City of Pittsburgh during the month of January, 1939, without previous authority of law.

Also

No. 2369. Communication from the Director of the Department of Public Safety relative to the probability of a deficit at the end of the year in Code Account 1472, Miscellaneous Services, Bureau of Electricity.

Also

No. 2370. Communication from the City Treasurer transmitting statement of collection of delinquent taxes for the periods January 16 to 31, and January 1 to 31, 1939; also statement of accounts of the City Solicitor.

Which were severally read and referred to the Committee on Finance.

Also

No. 2371. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to enter into an agreement with the County of Allegheny, through its Board of County Commissioners, for the purpose of the taking over and maintenance by the City of the new highway extending from the intersection of Hazelwood avenue and Beechwood boulevard to the north approach of the Pittsburgh-Homestead High-Level bridge and part of the approach to the Old Brown's

bridge from a point on the easterly side of the newly constructed Brown's Hill road to the face of the north abutment of Old Brown's bridge, and providing for the cost of removal of slips or slides that may occur on the latter road.

Also

No. 2372. Communication from C. C. Hamilton, 500 South Braddock avenue, relative to the removal of snow from the streets.

Which were read and referred to the Committee on Public Works.

Also

No. 2373. Communication from Edward M. Kenna and Mrs. Katherine McKim Burney in appreciation of Council's expression of sympathy on the death of Mrs. Irene Kenna.

Which was read, received and filed.

Also

No. 2374. Communication from the Director of the Department of Lands and Buildings relative to the offer of the Fox Chapel Borough authorities to purchase a portion of the City's property formerly used for the Montrose Pumping Station.

Which was read and referred to the Committee on Finance.

The Chair also presented

No. 2375.

Pittsburgh, Pa., February 2, 1939.

President and Members

The City Council

Pittsburgh, Pennsylvania.

Gentlemen:

I am returning herewith, without my approval, Bill No. 2206, a Resolution of City Council authorizing the sale of a lot on the Boulevard of the Allies at the corner of Ward street. The following are my reasons for this action:

First: The City at the present time receives \$600.00 per year in rent from this property on a lease which extends to 1943.

The calculations which I have made convince me that the City will receive a slightly higher return from the property through rents than it would from taxes, even though, at the present time, we pay the County and School Taxes.

Secondly: Inasmuch as the program for the new Willmot Street Bridge will very likely increase the value of adjacent properties, it would seem unwise to sell this property at this time.

Very truly yours,

CORNELIUS D. SCULLY,
Mayor.

Which was read.

Also

Bill No. 2206. Resolution authorizing and directing the Mayor to execute and deliver a deed to the Affiliated Service Stations, Incorporated, for the sum of \$5,259.82, for lot situated on the Boulevard of the Allies at the corner of Ward street, in the Fourth Ward, provided that the purchase money shall be paid within sixty (60) days from the date hereof, or all previous payments on said property shall be forfeited, and this arrangement or agreement to sell shall be declared null and void.

In Council, January 23, 1939, read, rule suspended, read a second and third times and finally passed.

Which was read.

Mr. McArdle arose and said:

Mr. President: If I recall rightly, Council passed this ordinance on the recommendation of the Department of Lands and Buildings.

The Chair said:

That is my recollection.

Mr. McArdle said:

Well, the point raised by the Mayor was raised by me when the bill was first before the Committee on Finance. It does seem to me that in view of the likelihood or possibility or hope that many bills of a similar nature will come before Council from the Department of Lands and Buildings for the disposal of city-owned properties that the City is anxious to dispose of, the Mayor and his department head ought to be in harmony with the price and conditions before the bills are presented, and not be subject to a division upon it after Council has

given the matter consideration and acted upon them on the basis of the Department's recommendation.

Mr. McArdle moved

That the communication and resolution be laid over for the present. Which motion prevailed.

REPORTS OF COMMITTEES

Mr. Evans (for Mr. Demmler) presented

No. 2376. Report of the Committee on Finance for January 31, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2302. An Ordinance entitled, "An Ordinance authorizing and directing a conveyance to the Housing Authority of the City of Pittsburgh of a certain parcel of land now owned by the City of Pittsburgh, situate in the Fifth ward of the City of Pittsburgh."

Which was read a first time.

Also

Bill No. 2303. An Ordinance entitled, "An Ordinance appropriating the sum of \$12,000.00 from Bond Fund No. 132 for the payment of the City's share of the cost, including salaries, to carry out and complete certain survey and planning work as conducted by the Department of City Planning in conjunction with the Federal Works Progress Administration."

Which was read a first time.

Also

Bill No. 2304. An Ordinance entitled, "An Ordinance appropriating the sum of \$15,000.00 from Bond Fund No. 131, General Improvement Notes, 1937, for payment of engineering and other necessary expenses for services to be incurred in the Department of Public Works for contemplated bond issue improvements, and for improvements carried out in connection with other political subdivisions or agencies of the Commonwealth of Pennsylvania, and repealing Ordinance No. 13, approved January 21, 1939."

Which was read a first time.

Also

Bill No. 2307. An Ordinance entitled, "An Ordinance authorizing the Mayor to employ C. C. C. Stotler as Technical Advisor for W. P. A. Project No. 17320 for Delinquent Tax Survey and listing of city-owned property, and tax record installation for a period of six months at a compensation of \$250.00 per month."

Which was read a first time.

Also

Bill No. 2330. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Martin Woolslayer in the sum of \$50.74 in payment of services furnished for the benefit of the City during the period of January 9th to 19th, 1939, inclusive, as driver, without previous authority of law."

Which was read a first time.

Also

Bill No. 2329. Resolution authorizing and directing the City Controller to transfer the following sums amounting in the aggregate to \$582.08, from the code accounts respectively set forth: From Code Accounts:

1368 Salaries, Regular Employees--\$398.08
1370 Wages, Regular Employees-- 184.00

Department of Lands and
Buildings -----

To Code Accounts:

1147 Salaries, Regular Employees--\$145.80
(Carnegie Free Library N. S.)
1148 Wages, Regular Employees-- 184.00
(Carnegie Free Library N. S.)
1914 Salaries, Regular Employees-- 252.28

(Bureau of Recreation)-----

Which was read a first time.

Also

Bill No. 2037. Resolution authorizing the issuing of a warrant in favor of Harry Katz, 5833 Ellsworth avenue, for the sum of \$10.94, refunding the amount of money confiscated by the police at the time of his arrest on a charge of selling "numbers," which money was ordered returned to him by the Police Magistrate at the hearing, and charging same to Code Account No. 42, Contingent Fund.

Which was read a first time.

Mr. Evans (for Mr. Demmler) also presented

No. 2377. Report of the Committee on Finance for February 1, 1939, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also

Bill No. 1544. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Lands and Buildings for and in behalf of the City of Pittsburgh to enter into a lease with the Pennsylvania Association for the Blind, Inc., for a portion of the main corridors in the City Police Stations, for Cigar and Newspaper Stand purposes, at an annual rent of \$1.00."

In Finance Committee, February 1, 1939, bill read and amended in Section 1, by striking out and by inserting as shown in red, and in the title by striking out the words "the City" and by inserting in lieu thereof the words "Nos. 1 and 6," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read a first time.

Also

Bill No. 2321. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of John A. Galbreath for \$1,241.03 in payment for extra work done on contracts for plumbing at the City Home and Hospitals, Mayview, Pa., for the benefit of the City without previous authority of law."

In Finance Committee, February 1, 1939, bill read and amended in Section 1, by striking out and by inserting as shown in red, and in the title by striking out the amount "\$1,241.03" and by inserting in lieu thereof the amount "\$164.50," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read a first time.

Also, with an affirmative recommendation,

Bill No. 2305. An Ordinance entitled, "An Ordinance amending a portion of Section 49, Department of Public Works Garage, of an Ordinance entitled, 'An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 9, 1939."

Which was read a first time.

Also

Bill No. 2323. An Ordinance entitled, "An Ordinance amending Section 38, Department of Public Safety, Bureau of Police, of Ordinance No. 618 entitled, 'An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law, January 9, 1939."

Which was read a first time.

Mr. Evans presented

No. 2378. Report of the Committee on Public Works for January 31, 1939, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2064. An Ordinance entitled, "An Ordinance widening Fifth Avenue, from North and South Craig street to North and South Neville street; providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket."

Which was read a first time.

Also

Bill No. 2310. An Ordinance entitled, "An Ordinance accepting the

grading, paving, curbing, sewerage and water line on Highmont road, from Shady avenue to the northerly terminus thereof, also the sewers constructed on rights of way as laid out in the 'Highmont Plan of Lots.'"

Which was read a first time.

Also

Bill No. 2311. An Ordinance entitled, "An Ordinance accepting the grading, paving and curbing on Raymond street, from Nevada street to Windermere drive; accepting the grading, paving, curbing, water line and sewer on Windermere drive, from Nevada street to Nevada street, also the sewer on private property in 'Ye Olde Swissvale Farme Plan of Lots,' and on private property between said Plan and the public sewer near Commercial street."

Which was read a first time.

Also

Bill No. 2312. An Ordinance entitled, "An Ordinance providing for a contract for repairs to the Coal Siding at Ross and Aspinwall Pumping Stations, and for the payment of the cost thereof."

Which was read a first time.

Also

Bill No. 2316. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to enter into an Agreement with the County of Allegheny, through its Board of County Commissioners, for the purpose of constructing a Boulevard System adjacent to the Water Front Areas in the City of Pittsburgh, beginning at a point in the vicinity of the intersection of Grant street and Water street; thence along Water street to a point in the vicinity of Short street, and beginning at a point in the vicinity of the intersection of Barbeau street with Duquesne way; thence along Duquesne way to a point in the vicinity of the intersection of Tenth street and Duquesne way."

Which was read a first time.

Mr. Evans also presented

No. 2379. Report of the Com-

mittee on Public Works for February 1, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 2238. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-O-E30, by including (a) within the 'A' Residence, Forty-five Foot and Third Area District, all that certain property at the southwest corner of Murdoch and Covode streets, now classified 'b' Residence, Thirty-five Foot and First Area District, bounded by the southerly line of the Covode Place Plan; the westerly line of Murdoch street and said line extended; the southerly line of property now or late, of J. Guttman and the westerly line of property formerly of E. C. Minahan and now or late of J. Guttman; (b) within the 'B' Residence, Thirty-five Foot and First Area District, all that certain property, now classified 'A' Residence, Forty-five Foot and Third Area District, lying south of the northerly lines of properties fronting on the northerly side of Pocusset street and east of the westerly line of Murdoch street produced."

Which was read a first time.

Mr. Weir (for Mr. Wolk) presented

No. 2380. Report of the Committee on Public Service and Surveys for January 31, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2146. An Ordinance entitled, "An Ordinance vacating River avenue (formerly Bank lane) from Bridge street to a point about 103.0 feet east of the Thirty-first Street Bridge."

Which was read a first time.

Also

Bill No. 2326. An Ordinance entitled, "An Ordinance establishing the opening grades on Greenboro lane and Winchester road, as laid out and proposed to be dedicated as legally opened

highways by George M. and Naney S. Trellfall, in their plan of lots called, Greentree Manor Plan of Lots, in the Twentieth Ward of the City of Pittsburgh."

Which was read a first time.

Also

Bill No. 2317. Resolution authorizing and directing the Mayor to sign a petition on behalf of the City of Pittsburgh for the vacation of the following streets laid out in the Yost Ruch Plan of Lots, as recorded in the Recorder of Deeds Office in Allegheny County, Pennsylvania, in Plan Book Volume 9, pages 56 and 57:

- (a) Addison street, from Reed street to Ruch street;
- (b) Devilliers street, from Reed street to Jumonville street;
- (c) Ellicott street, from Jumonville street to Wyandotte street;
- (d) Jumonville street, from Devilliers street to Cuba way;
- (e) Kirkpatrick street, from Reed street to Wyandotte street;
- (f) Unnamed way, south of Lot No. 65, from Jumonville street westwardly to another Unnamed way.

Which was read a first time.

Also

Bill No. 2318. Resolution authorizing and directing the Mayor to sign a petition on behalf of the City of Pittsburgh for the vacation of the following streets laid out in the Booth and Flinn's Subdivision of the Yost-Ruch Plan of Lots, as recorded in the Recorder of Deeds Office in Allegheny County, Pennsylvania, in Plan Book Volume 12, page 82:

- (a) Addison street, from Reed street to Ruch street;
- (b) Ashmead street, (formerly Ashland street) from Kirkpatrick street to westerly terminus of said Ashmead street;
- (c) Benevola way, from Corwin street to Wyandotte street;
- (d) Bentley street, (formerly Barr street) from Ruch street to westerly terminus of said Bentley street;

- (e) Corwin street, from Kirkpatrick street to westerly terminus of said Corwin street;
- (f) Devilliers street, from Reed street to Jumonville street;
- (g) Ellicott street, from Jumonville street to Ruch street;
- (h) Gravity street, (formerly Grove street) from Corwin street to Ellicott street;
- (i) Jumonville street, from Devilliers street to Cuba way;
- (j) Kirkpatrick street, from Reed street to Wyandotte street;
- (k) Ruch street, from Reed street to Wyandotte street;
- (l) Unnamed street, located approximately 790 feet south of Reed street, from Devilliers street to the easterly terminus of said unnamed street;
- (m) Unnamed way, located approximately 100 feet south of Reed street, from Devilliers street westwardly to another Unnamed way;
- (n) Unnamed way, located approximately 400 feet south of Reed street, from Devilliers street westwardly to another Unnamed way;
- (o) Unnamed way, located approximately 850 feet south of Reed street, from Jumonville street westwardly to another Unnamed way.

Which was read a first time.

Also

Bill No. 2319. Resolution authorizing and directing the Mayor to sign a petition on behalf of the City of Pittsburgh for the vacation of the following streets laid out in the Booth and Flinn's Subdivision of the Yost Ruch Plan, as recorded in the Recorder of Deeds Office in Allegheny County, Pennsylvania, in Plan Book Volume 17, pages 114 and 115:

- (a) Addison street, from Reed street to Ruch street;
- (b) Ashmead street, (formerly Ashland street) from Kirkpatrick street to westerly terminus of said Ashmead street;
- (c) Benevola way, from Corwin street to Wyandotte street;

- (d) Bentley street, (formerly Barr street) from Ruch street to westerly terminus of said Bentley street;
- (e) Corwin street, from Kirkpatrick street to westerly terminus of said Corwin street;
- (f) Devilliers street, from Reed street to Jumonville street;
- (g) Ellicott street, from Jumonville street to Ruch street;
- (h) Gravity street, (formerly Grove street) from Corwin street to Ellicott street;
- (i) Jumonville street, from Devilliers street to Cuba way;
- (j) Kirkpatrick street, from Reed street to Wyandotte street;
- (k) Ruch street, from Reed street to Wyandotte street;
- (l) Unnamed street, located approximately 790 feet south of Reed street, from Devilliers street to the easterly terminus of said unnamed street;
- (m) Unnamed way, located approximately 100 feet south of Reed street, from Devilliers street westwardly to another Unnamed way;
- (n) Unnamed way, located approximately 400 feet south of Reed street, from Devilliers street westwardly to another Unnamed way;
- (o) Unnamed way, located approximately 850 feet south of Reed street, from Jumonville street westwardly to another Unnamed way.

Which was read a first time.

Also

Bill No. 2320. Resolution authorizing and directing the Mayor to sign a petition on behalf of the City of Pittsburgh for the vacation of Falcon way, from Addison street to Elmore street.

Which was read a first time.

Mr. Weir presented

No. 2381. Report of the Committee on Parks and Libraries for January 31, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also

Bill No. 2324. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Roof Ventilating Apparatus and Accessories for the Phipps Conservatory, Bureau of Parks, and providing for the payment thereof."

Which was read a first time.

Mr. McArdle presented

No. 2382. Report of the Committee on Health and Sanitation for February 1, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2065. An Ordinance entitled, "An Ordinance providing for and regulating the use of milk cans and fixing a standard specification for same; conferring powers and duties on the

Director of the Department of Public Health and the Bureau of Food Inspection of the City of Pittsburgh, and imposing penalties for violation thereof."

Which was read a first time.

MOTIONS AND RESOLUTIONS

The Chair at this time presented

No. 2383. Resolution authorizing and directing the Mayor to execute and deliver a deed to the Fox Chapel Authority for the sum of \$-----, for a lot or piece of ground situated in O'Hara Township, being a portion of the property formerly known as the Montrose Pumping Station.

Which was read and referred to the Committee on Finance.

Mr. Weir moved

That the Minutes of Council of Monday, January 30, 1939, be approved.

Which motion prevailed.

And upon motion of Mr. Gallagher Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Wednesday, February 8, 1939

No. 6

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAMES W. PATTERSON Ass't City Clerk

Council met pursuant to the following call:

Pittsburgh, Pa.
February 6, 1939.

Mr. W. E. Lindsay,
Clerk of Council.

Dear Sir:

Please call a special meeting of Council for Wednesday, February 8, 1939, at 2:00 o'clock, P. M., for the consideration of unfinished business, and such other business as may come before the meeting.

Yours respectfully,

JAMES L. O'TOOLE, JR.,
President of Council.

Which was read, received and filed.

Present:—Messrs.

Gallagher Wolk
McArdle O'Toole (Pres't)
Weir

Absent:—Messrs.

Anderson Evans
Demmler Garland

UNFINISHED BUSINESS

Bill No. 2302. An Ordinance

entitled, "An Ordinance authorizing and directing a conveyance to the Housing Authority of the City of Pittsburgh of a certain parcel of land now owned by the City of Pittsburgh, situate in the Fifth Ward of the City of Pittsburgh."

In Council, February 6, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Also

Bill No. 2303. An Ordinance entitled, "An Ordinance appropriating the sum of \$12,000.00 from Bond Fund No. 132 for the payment of the City's share of the cost, including salaries, to carry out and complete certain survey and planning work as conducted by the Department of City Planning in conjunction with the Federal Works Progress Administration."

In Council, February 6, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Also

Bill No. 2304. An Ordinance entitled, "An Ordinance appropriating the sum of \$15,000.00 from Bond Fund No. 131, General Improvement Notes, 1937, for payment of engineering and other necessary expenses for services to be incurred in the Department of Public Works for contemplated bond issue improvements, and for improvements carried out in connection with other political subdivisions or agencies of the Commonwealth of Pennsylvania, and repealing Ordinance No. 13, approved January 21, 1939."

In Council, February 6, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Also

Bill No. 2307. An Ordinance entitled, "An Ordinance authorizing the Mayor to employ C. C. C. Stotler as Technical Advisor for W. P. A. Project No. 17320 for Delinquent Tax Survey and listing of City-owned property, and tax record installation for a period of six months at a compensation of \$250.00 per month."

In Council, February 6, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Also

Bill No. 2330. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Martin Woolslayer in the sum of \$50.74 in payment of services furnished for the benefit of the City during the period of January 9th to 19th, 1939, inclusive, as driver, without previous authority of law."

In Council, February 6, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Also

Bill No. 2329. Resolution authorizing and directing the City Controller to transfer the following sums amounting in the aggregate to \$582.08, from the Code Accounts respectively set forth:

From Code Accounts:

1368—Salaries, Regular Employees. \$398.08
1370—Wages, Regular Employees. 184.00

Department of Lands and
Buildings.

To Code Accounts:

1147—Salaries, Regular Employees. 145.80
(Carnegie Free Library, N. S.)

1148—Wages, Regular Employees. 184.00
(Carnegie Free Library, N. S.)

1914—Salaries, Regular Employees. 252.28
(Bureau of Recreation)

In Council, February 6, 1939, bill read a first time.

And the resolution was read a second time and agreed to.

Also

Bill No. 2037. Resolution authorizing the issuing of a warrant in

favor of Harry Katz, 5833 Ellsworth avenue, for the sum of \$10.94, refunding the amount of money confiscated by the police at the time of his arrest on a charge of selling "numbers," which money was ordered returned to him by the Police Magistrate at the hearing, and charging same to Code Account No. 42, Contingent Fund.

In Council, February 6, 1939, bill read a first time.

And the resolution was read a second time and agreed to.

Also

Bill No. 1544. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Lands and Buildings for and in behalf of the City of Pittsburgh to enter into a lease with the Pennsylvania Association for the Blind, Inc., for a portion of the main corridors in Nos. 1 and 6 Police Stations for Cigar and Newspaper Stand purposes, at an annual rent of \$1.00."

In Council, February 6, 1939, Committee amendments agreed to and bill read a first time.

And the bill was read a second time and agreed to.

Also

Bill No. 2321. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of John A. Galbreath for \$164.50 in payment for extra work done on contracts for plumbing at the City Home and Hospitals, Mayview, Pa., for the benefit of the City without previous authority of law."

In Council, February 6, 1939, Committee amendments agreed to and bill read a first time.

And the bill was read a second time and agreed to.

Also

Bill No. 2305. An Ordinance entitled, "An Ordinance amending a portion of Section 49, Department of Public Works Garage, of an Ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 9, 1939."

In Council, February 6, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Also

Bill No. 2323. An Ordinance entitled, "An Ordinance amending Section 38, Department of Public Safety, Bureau of Police, of Ordinance No. 618 entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law, January 9, 1939."

In Council, February 6, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Also

Bill No. 2064. An Ordinance entitled, "An Ordinance widening Fifth avenue, from North and South Craig street to North and South Neville street; providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket."

In Council, February 6, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Also

Bill No. 2310. An Ordinance entitled, "An Ordinance accepting the grading, paving, curbing, sewerage and water line on Highmont road, from Shady avenue to the northerly terminus thereof, also the sewers constructed on rights of way as laid out in the 'Highmont Plan of Lots.'"

In Council, February 6, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Also

Bill No. 2311. An Ordinance entitled, "An Ordinance accepting the grading, paving and curbing on Raymond street, from Nevada street to Windermere drive; accepting the grading, paving, curbing, water line and sewer on Windermere drive, from Nevada street to Nevada street, also the

sewer on private property in 'Ye Olde Swissvale Farme Plan of Lots,' and on private property between said Plan and the public sewer near Commercial street."

In Council, February 6, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Also

Bill No. 2312. An Ordinance entitled, "An Ordinance providing for a contract for repairs to the Coal Siding at Ross and Aspinwall Pumping Stations, and for the payment of the cost thereof."

In Council, February 6, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Also

Bill No. 2316. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to enter into an agreement with the County of Allegheny, through its Board of County Commissioners, for the purpose of constructing a Boulevard System adjacent to the Water Front Areas in the City of Pittsburgh, beginning at a point in the vicinity of the intersection of Grant street and Water street; thence along Water street to a point in the vicinity of Short street, and beginning at a point in the vicinity of the intersection of Barbeau street with Duquesne way; thence along Duquesne way to a point in the vicinity of the intersection of Tenth street and Duquesne way."

In Council, February 6, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Also

Bill No. 2238. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-O-E30, by including (a) within the 'A' Residence, Forty-five Foot and Third Area District, all that certain property at the southwest corner of Murdoch and Covode

streets, now classified 'B' Residence, Thirty-five Foot and First Area District, bounded by the southerly line of the Covode Place Plan; the westerly line of Murdoch street and said line extended; the southerly line of property, now or late of J. Guttman and the westerly line of property formerly of E. C. Minahan and now or late of J. Guttman; (b) within the 'B' Residence, Thirty-five Foot and First Area District, all that certain property, now classified 'A' Residence, Forty-five Foot and Third Area District, lying south of the northerly lines of properties fronting on the northerly side of Pocusset street and east of the westerly line of Murdoch street produced."

In Council, February 6, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Also

Bill No. 2146. An Ordinance entitled, "An Ordinance vacating River avenue (formerly Bank lane) from Bridge street to a point about 103.0 feet east of the Thirty-first Street Bridge."

In Council, February 6, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Also

Bill No. 2326. An Ordinance entitled, "An Ordinance establishing the opening grades on Greenboro lane and Winchester road, as laid out and proposed to be dedicated as legally opened highways by George M. and Nancy S. Trellfall, in their plan of lots called 'Greentree Manor Plan of Lots,' in the Twentieth Ward of the City of Pittsburgh."

In Council, February 6, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Also

Bill No. 2317. Resolution authorizing and directing the Mayor to sign a petition on behalf of the City of Pittsburgh for the vacation of the following streets laid out in the Yost Ruch Plan of Lots, as recorded in the Recorder of Deeds office in Allegheny

County, Pennsylvania, in Plan Book Volume 9, pages 56 and 57:

- (a) Addison street, from Reed street to Ruch street;
- (b) Devilliers street, from Reed street to Jumonville street;
- (c) Ellicott street, from Jumonville street to Wyandotte street;
- (d) Jumonville street, from Devilliers street to Cuba way;
- (e) Kirkpatrick street, from Reed street to Wyandotte street;
- (f) Unnamed way, south of Lot No. 65, from Jumonville street westwardly to another Unnamed way.

In Council, February 6, 1939, read a first time.

And the resolution was read a second time and agreed to.

Also

Bill No. 2318. Resolution authorizing and directing the Mayor to sign a petition on behalf of the City of Pittsburgh for the vacation of the following streets laid out in the Booth and Flinn's Subdivision of the Yost Ruch Plan of Lots, as recorded in the Recorder of Deeds Office in Allegheny County, Pennsylvania, in Plan Book Volume 12, Page 82:

- (a) Addison street, from Reed street to Ruch street;
- (b) Ashmead street, (formerly Ashland street) from Kirkpatrick street to westerly terminus of said Ashmead street;
- (c) Benevola way, from Corwin street to Wyandotte street;
- (d) Bentley street, (formerly Bart street) from Ruch street to westerly terminus of said Bentley street;
- (e) Corwin street, from Kirkpatrick street to westerly terminus of said Corwin street;
- (f) Devilliers street, from Reed street to Jumonville street;
- (g) Ellicott street, from Jumonville street to Ruch street;
- (h) Gravity street, (formerly Grove street) from Corwin street to Ellicott street;
- (i) Jumonville street, from Devilliers street to Cuba way;

- (j) Kirkpatrick street, from Reed street to Wyandotte street;
- (k) Ruch street, from Reed street to Wyandotte street;
- (l) Unnamed street, located approximately 790 feet south of Reed street, from Devilliers street to the easterly terminus of said unnamed street;
- (m) Unnamed way, located approximately 100 feet south of Reed street, from Devilliers street westwardly to another Unnamed way;
- (n) Unnamed way, located approximately 400 feet south of Reed street, from Devilliers street westwardly to another Unnamed way;
- (o) Unnamed way, located approximately 850 feet south of Reed street, from Jumonville street westwardly to another Unnamed way.

In Council, February 6, 1939, read a first time.

And the resolution was read a second time and agreed to.

Also

Bill No. 2319. Resolution authorizing and directing the Mayor to sign a petition on behalf of the City of Pittsburgh for the vacation of the following streets laid out in the Booth and Plinn's Subdivision of the Yost Ruch Plan, as recorded in the Recorder of Deeds Office in Allegheny County, Pennsylvania, in Plan Book Volume 17, pages 114 and 115:

- (a) Addison street, from Reed street to Ruch street;
- (b) Ashmead street, (formerly Ashland street) from Kirkpatrick street to westerly terminus of said Ashmead street;
- (c) Benevola way, from Corwin street to Wyandotte street;
- (d) Bentley street, (formerly Barr street) from Ruch street to westerly terminus of said Bentley street;
- (e) Corwin street, from Kirkpatrick street to westerly terminus of said Corwin street;
- (f) Devilliers street, from Reed street to Jumonville street;

- (g) Ellicott street, from Jumonville street to Ruch street;
- (h) Gravity street, (formerly Grove street) from Corwin street to Ellicott street;
- (i) Jumonville street, from Devilliers street to Cuba way;
- (j) Kirkpatrick street, from Reed street to Wyandotte street;
- (k) Ruch street, from Reed street to Wyandotte street;
- (l) Unnamed street, located approximately 790 feet south of Reed street, from Devilliers street to the easterly terminus of said unnamed street;
- (m) Unnamed way, located approximately 100 feet south of Reed street, from Devilliers street westwardly to another Unnamed way;
- (n) Unnamed way, located approximately 400 feet south of Reed street, from Devilliers street westwardly to another Unnamed way;
- (o) Unnamed way, located approximately 850 feet south of Reed street, from Jumonville street westwardly to another Unnamed way.

In Council, February 6, 1939, read a first time.

And the resolution was read a second time and agreed to.

Also

Bill No. 2320. Resolution authorizing and directing the Mayor to sign a petition on behalf of the City of Pittsburgh for the vacation of Falcon way, from Addison street to Elmore street.

In Council, February 6, 1939, read a first time.

And the resolution was read a second time and agreed to.

Also

Bill No. 2324. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Roof Ventilating Apparatus and Accessories for the Phipps Conservatory, Bureau of Parks, and providing for the payment thereof."

In Council, February 6, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Bill No. 2065. An Ordinance entitled, "An Ordinance providing for and regulating the use of milk caps and fixing a standard specification for same; conferring powers and duties on the Director of the Department of Public Health and the Bureau of Food Inspection of the City of Pittsburgh, and im-

posing penalties for violation thereof."

In Council, February 6, 1939, bill read a first time.

And the bill was read a second time and agreed to.

And there being no further business before the meeting, the Chair declared

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Thursday, February 9, 1939

No. 7

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAMES W. PATTERSON Ass't City Clerk

Council met pursuant to the following call:

Pittsburgh, Pa.,
February 6, 1939.

Mr. E. W. Lindsay,
Clerk of Council.

Dear Sir:—

Please call a special meeting of Council for Thursday, February 9, 1939, at 2:00 o'clock, P.M., for the consideration of unfinished business, and such other business as may come before the meeting.

Yours respectfully,
James L. O'Toole, Jr.
President of Council.

Which was read, received and filed.

Present:—Messrs. Evans, Gallagher, McArdle, Weir, Wolk, O'Toole (Pres't).

Absent:—Messrs. Anderson, Demmler, Garland.

UNFINISHED BUSINESS

Bill No. 2302. An Ordinance entitled, "An Ordinance authorizing and directing a conveyance to the Housing Authority of the City of Pitts-

burgh of a certain parcel of land now owned by the City of Pittsburgh, situate in the Fifth Ward of the City of Pittsburgh.

In Council, February 6, 1939, bill read a first time.

In Council, February 8, 1939, bill read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole, (Pres't)

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2303. An Ordinance entitled, "An Ordinance appropriating the sum of \$12,000.00 from Bond Fund No. 132 for the payment of the City's share of the cost, including salaries, to carry out and complete certain survey and planning work as conducted by the Department of City Planning in conjunction with the Federal Works Progress Administration."

In Council, February 6, 1939, bill read a first time.

In Council, February 8, 1939, bill read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Weir

Gallagher

Wolk

McArdle

O'Toole, (Pres't)

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2304. An Ordinance entitled, "An Ordinance appropriating the sum of \$15,000.00 from Bond Fund No. 131, General Improvement Notes, 1937, for payment of engineering and other necessary expenses for services to be incurred in the Department of Public Works for contemplated bond issue improvements, and for improvements carried out in connection with other political subdivisions or agencies of the Commonwealth of Pennsylvania, and repealing Ordinance No. 13, approved January 21, 1939".

In Council, February 6, 1939, bill read a first time.

In Council, February 8, 1939, bill read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Weir

Gallagher

Wolk

McArdle

O'Toole, (Pres't)

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2307. An Ordinance entitled, "An Ordinance authorizing the Mayor to employ C. C. C. Stotler as Technical Advisor for W.P.A. Project No. 17320 for Delinquent Tax Survey

and listing of City-owned property and tax record installation for a period of six months at a compensation of \$250.00 per month."

In Council, February 6, 1939, bill read a first time.

In Council, February 8, 1939, bill read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Weir

Gallagher

Wolk

McArdle

O'Toole, (Pres't)

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2330. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Martin Woolslayer in the sum of \$50.74 in payment of services furnished for the benefit of the City during the period of January 9th to 19th, 1939, inclusive, as driver, without previous authority of law."

In Council, February 6, 1939, bill read a first time.

In Council, February 8, 1939, bill read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Weir

Gallagher

Wolk

McArdle

O'Toole, (Pres't)

Ayes. 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2329. Resolution authorizing and directing the City Controller to transfer the following sums amounting in the aggregate to \$582.08, from the Code Accounts respectively set forth:

From Code Accounts:

1368 Salaries, Regular Employees \$398.08
1370 Wages, Regular Employees 184.00

Department of Lands and Buildings.

To Code Accounts:

1147 Salaries, Regular Employees 145.80
(Carnegie Free Library N.S.)
1148 Wages, Regular Employees 184.00
(Carnegie Free Library N.S.)
1914 Salaries, Regular Employees 252.28
(Bureau of Recreation)

In Council, February 6, 1939, read a first time.

In Council, February 8, 1939, read a second time and agreed to.

And the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole. (Pres't)

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2037. Resolution authorizing the issuing of a warrant in favor of Harry Katz, 5833 Ellsworth avenue, for the sum of \$10.94, refunding the amount of money confiscated by the police at the time of his arrest on a charge of selling "numbers," which money was ordered returned to him by the Police Magistrate at the hearing, and charging same to Code Account No. 42, Contingent Fund.

In Council, February 6, 1939, read a first time.

In Council, February 8, 1939, read a second time and agreed to.

And the resolution was read a third time. And upon final passage, the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole, (Pres't)

Ayes. 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 1544. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Lands and Buildings for and in behalf of the City of Pittsburgh to enter into a lease with the Pennsylvania Association for the Blind, Inc., for a portion of the main corridors in Nos. 1 and 6 Police Stations for Cigar and Newspaper Stand purposes, at an annual rent of \$1.00."

In Council, February 6, 1939, Committee amendments agreed to and bill read a first time.

In Council, February 8, 1939, bill read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole, (Pres't)

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2321. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of John A. Galbreath for \$164.50 in payment for extra work done on contracts for plumbing at the City Home and Hospitals, Mayview, Pa., for the benefit of the City without previous authority of law."

In Council, February 6, 1939, Committee amendments agreed to and bill read a first time.

In Council, February 8, 1939, bill read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole, (Pres't)

Ayes. 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2305. An Ordinance entitled, "An Ordinance amending a portion of Section 49, Department of Public Works Garage, of an Ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof', which became a law January 9, 1939."

In Council, February 6, 1939, bill read a first time.

In Council, February 8, 1939, bill read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole, (Pres't)

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2323. An Ordinance entitled, "An Ordinance amending Section 38, Department of Public Safety, Bureau of Police, of Ordinance No. 613 entitled, 'An Ordinance fixing the num-

ber of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof', which became a law, January 9, 1939."

In Council, February 6, 1939, bill read a first time.

In Council, February 8, 1939, bill read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole, (Pres't)

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2064. An Ordinance entitled, "An Ordinance widening Fifth avenue, from North and South Craig street to North and South Neville street; providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket."

In Council, February 6, 1939, bill read a first time.

In Council, February 8, 1939, bill read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole, (Pres't)

Ayes. 6. Noes none.

And there not being three-fourths of the votes of Council in the affirmative, the bill failed to pass finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2310. An Ordinance entitled, "An Ordinance accepting the grading, paving, curbing, sewerage and water line on Highmont road, from Shady avenue to the northerly terminus thereof, also the sewers constructed on rights of way as laid out in the 'Highmont Plan of Lots'."

In Council, February 6, 1939, bill read a first time.

In Council, February 8, 1939, bill read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans Weir

Gallagher Wolk

McArdle O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2311. An Ordinance entitled, "An Ordinance accepting the grading, paving and curbing of Raymond street, from Nevada street to Windermere drive; accepting the grading, paving, curbing, water line and sewer on Windermere drive, from Nevada street to Nevada street, also the sewer on private property in 'Ye Olde Swissvale Farme Plan of Lots', and on private property between said Plan and the public sewer near Commercial street."

In Council, February 6, 1939, bill read a first time.

In Council, February 8, 1939, bill read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans Weir

Gallagher Wolk

McArdle O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2312. An Ordinance entitled, "An Ordinance providing for a contract for repairs to the Coal Siding at Ross and Aspinwall Pumping Stations, and for the payment of the cost thereof."

In Council, February 6, 1939, bill read a first time.

In Council, February 8, 1939, bill read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans Weir

Gallagher Wolk

McArdle O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2316. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to enter into an Agreement with the County of Allegheny, through its Board of County Commissioners, for the purpose of constructing a Boulevard System adjacent to the Water Front Areas in the City of Pittsburgh, beginning at a point in

the vicinity of the intersection of Grant street and Water street; thence along Water street to a point in the vicinity of Short street, and beginning at a point in the vicinity of the intersection of Barbeau street with Duquesne way; thence along Duquesne way to a point in the vicinity of the intersection of Tenth street and Duquesne way."

In Council, February 6, 1939, bill read a first time.

In Council, February 8, 1939, bill read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2238. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-O-E30, by including (a) within the 'A' Residence, Forty-five Foot and Third Area District, all that certain property at the southwest corner of Murdoch and Covode streets, now classified 'B' Residence, Thirty-five Foot and First Area District, bounded by the southerly line of Covode Place Plan; the westerly line of Murdoch street and said line extended; the southerly line of property now or late of J. Guttman and the westerly line of property formerly of E. C. Minahan and now or late of J. Guttman; (b) within the 'B' Residence, Thirty-five Foot and First Area District, all that certain property, now classified 'A' Residence, Forty-five Foot and Third Area District, lying south of the northerly lines of properties fronting on the northerly side of Pocusset

street and east of the westerly line of Murdoch street produced."

In Council, February 6, 1939, bill read a first time.

In Council, February 8, 1939, bill read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2146. An Ordinance entitled, "An Ordinance vacating River avenue (formerly Bank lane) from Bridge street to a point about 103.0 feet east of the Thirty-first Street bridge."

In Council, February 6, 1939, bill read a first time.

In Council, February 8, 1939, bill read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And there not being three-fourths of the votes of Council in the affirmative, the bill failed to pass finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2326. An Ordinance entitled, "An Ordinance establishing the opening grades on Greenboro lane and Winchester road, as laid out and proposed to be dedicated as legally opened highways by George M. and Nancy S. Trelfall, in their plan of lots called 'Greentree Manor Plan of Lots', in the Twentieth Ward of the City of Pittsburgh."

In Council, February 6, 1939, bill read a first time.

In Council, February 8, 1939, bill read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2317. Resolution authorizing and directing the Mayor to sign a petition on behalf of the City of Pittsburgh for the vacation of the following streets laid out in the Yost Ruch Plan of Lots, as recorded in the Recorder of Deeds Office in Allegheny County, Pennsylvania, in Plan Book, Volume 9, pages 56 and 57:

- (a) Addison street, from Reed street to Ruch street;
- (b) Devilliers street from Reed street to Jumonville street;
- (c) Ellicott street, from Jumonville street to Wyandotte street;
- (d) Jumonville street, from Devilliers street to Cuba way;
- (e) Kirkpatrick street, from Reed street to Wyandotte street;
- (f) Unnamed way, south of Lot No. 65, from Jumonville street westwardly to another Unnamed way.

In Council, February 6, 1939, read a first time.

In Council, February 8, 1939, read a second time and agreed to.

And the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2318. Resolution authorizing and directing the Mayor to sign a petition on behalf of the City of Pittsburgh for the vacation of the following streets laid out in the Booth and Flinn's Subdivision of the Yost Ruch Plan of Lots, as recorded in the Recorder of Deeds Office in Allegheny County, Pennsylvania, in Plan Book Volume 12, page 82:

- (a) Addison street, from Reed street to Ruch street;
- (b) Ashmead street, (formerly Ashland street) from Kirkpatrick street to westerly terminus of said Ashmead street;
- (c) Benevola way, from Corwin street to Wyandotte street;
- (d) Bentley street, (formerly Barr street) from Ruch street to westerly terminus of said Bentley street;
- (e) Corwin street, from Kirkpatrick street to westerly terminus of said Corwin street;
- (f) Devilliers street, from Reed street to Jumonville street;
- (g) Ellicott street, from Jumonville street to Ruch street;
- (h) Gravity street, (formerly Grove street) from Corwin street to Ellicott street;
- (i) Jumonville street, from Devilliers street to Cuba way;
- (j) Kirkpatrick street, from Reed street to Wyandotte street;

(k) Ruch street, from Reed street to Wyandotte street;

(l) Unnamed street, located approximately 790 feet south of Reed street, from Devilliers street to the easterly terminus of said Unnamed street;

(m) Unnamed way, located approximately 100 feet south of Reed street, from Devilliers street westwardly to another Unnamed way.

(n) Unnamed way, located approximately 400 feet south of Reed street, from Devilliers street westwardly to another Unnamed way;

(o) Unnamed way; located approximately 850 feet south of Reed street, from Jumonville street westwardly to another Unnamed way.

In Council, February 6, 1939, read a first time.

In Council, February 8, 1939, read a second time and agreed to.

And the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans

Weir

Gallagher

Wolk

McArdle

O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2319. Resolution authorizing and directing the Mayor to sign a petition on behalf of the City of Pittsburgh for the vacation of the following streets, laid out in the Booth and Flinn Subdivision of the Yost Ruch Plan, as recorded in the Recorder of Deeds Office in Allegheny County, Pennsylvania, in Plan Book Volume 17, pages 114 and 115:

(a) Addison street, from Reed street to Ruch street;

(b) Ashmead street, (formerly Ashland street) from Kirkpatrick street to westerly terminus of said Ashmead street;

(c) Benevola way, from Corwin street to Wyandotte street;

(d) Bentley street, (formerly Barr street) from Ruch street to westerly terminus of said Bentley street;

(e) Corwin street, from Kirkpatrick street to westerly terminus of said Corwin street;

(f) Devilliers street, from Reed street to Jumonville street;

(g) Ellicott street, from Jumonville street to Ruch street;

(h) Gravity street, (formerly Grove street) from Corwin street to Ellicott street;

(i) Jumonville street, from Devilliers street to Cuba way;

(j) Kirkpatrick street, from Reed street to Wyandotte street;

(k) Ruch street, from Reed street to Wyandotte street;

(l) Unnamed street, located approximately 790 feet south of Reed street, from Devilliers street to the easterly terminus of said unnamed street.

(m) Unnamed way, located approximately 100 feet south of Reed street, from Devilliers street westwardly to another Unnamed way;

(n) Unnamed way, located approximately 400 feet south of Reed street, from Devilliers street westwardly to another Unnamed way;

(o) Unnamed way, located approximately 850 feet south of Reed street, from Jumonville street westwardly to another Unnamed way.

In Council, February 6, 1939, read a first time.

In Council, February 8, 1939, read a second time and agreed to.

And the resolution was read a third time and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans

Weir

Gallagher

Wolk

McArdle

O'Toole, (Pres't)

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2320. Resolution authorizing and directing the Mayor to sign a petition on behalf of the City of Pittsburgh for the vacation of Falcon way, from Addison street to Elmore street.

In Council, February 6, 1939, read a first time.

In Council, February 8, 1939, read a second time and agreed to.

And the resolution was read a third time and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2324. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Roof Ventilating Apparatus and Accessories for the Phipps Conservatory, Bureau of Parks, and providing for the payment thereof."

In Council, February 6, 1939, bill read a first time.

In Council, February 8, 1939, bill read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2065. An Ordinance entitled, "An Ordinance providing for and regulating the use of milk caps and fixing a standard specification for same; conferring powers and duties on the Director of the Department of Public Health and the Bureau of Food Inspection of the City of Pittsburgh, and imposing penalties for violation thereof."

In Council, February 6, 1939, bill read a first time.

In Council, February 8, 1939, bill read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

And there being no further business before the meeting, the Chair declared Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Tuesday, February 14, 1939

No. 8

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON--Ass't City Clerk

Pittsburgh, Pa.

Tuesday, February 14, 1939

Council met.

Present:—Messrs.

Evans Weir

Gallagher Wolk

McArdle O'Toole, (Pres't)

Absent:—Messrs.

Anderson Garland

Demmler

PRESENTATIONS

Mr. Evans (for Mr. Anderson) presented

No. 2384. Communication from the Woman's Club of Oakland requesting the construction of a safety platform in front of the Carnegie Library for street car riders.

Which was read and referred to the Committee on Public Safety.

Also

No. 2385. An Ordinance amending a portion of Section 35, Department of Public Safety, of Ordinance No. 618, which became a law January 9, 1939, entitled, "An Ordinance fixing the num-

ber of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof."

Also

No. 2386. Report from the Bureau of Police of damage to radio car 4537-C, which was struck by street car at Nineteenth street and Penn avenue on February 11, 1939.

Which were read and referred to the Committee on Finance.

Also

No. 2387. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of one Hi-Pressure Jenny and one Auto Truck for the Bureau of Traffic Planning, and providing for the payment thereof.

Which was read and referred to the Committee on Public Safety.

Mr. Evans presented

No. 2388. Petition for the vacation of Addison street, from Reed street to Ruch street; Devilliers street, from Reed street to Jumonville street; Ellicott street, from Jumonville street to Wyandotte street; Jumonville street, from Devilliers street to Cuba way; Kirkpatrick street, from Reed street to Wyandotte street, and an Unnamed way, south of Lot No. 65, from Jumonville street westwardly to another unnamed way, as laid out in the Yost Ruch's Plan of Lots, as recorded in the Recorder's Office in Allegheny County, Pennsylvania, in Plan Book Volume 9, pages 56 and 57.

Also

No. 2389. An Ordinance vacating Addison street, from Reed street to Ruch street; Devilliers street, from Reed street to Jumonville street; Ellicott

street, from Jumonville street to Wyandotte street; Jumonville street, from Devilliers street to Cuba way; Kirkpatrick street, from Reed street to Wyandotte street, and Unnamed way south of Lot No. 65, from Jumonville street westwardly to another Unnamed way, all as laid out in the Yost Ruch's Plan of Lots.

Also

No. 2390. Petition for the vacation of Addison street, etc., as laid out in Booth & Flinn's Subdivision of the Yost Ruch's Plan of Lots.

Also

No. 2391. An Ordinance vacating Addison street, from Reed street to Ruch street; Ashmead street (formerly Ashland street), from Kirkpatrick street to westerly terminus of said Ashmead street; Benevola way, from Corwin street to Wyandotte street; Bentley street (formerly Barr street) from Ruch street to westerly terminus of said Bentley street; Corwin street, from Kirkpatrick street to westerly terminus of said Corwin street; Devilliers street, from Reed street to Jumonville street; Ellicott street, from Jumonville street to Ruch street; Gravity street (formerly Grove street), from Corwin street to Ellicott street; Jumonville street, from Devilliers street to Cuba way; Kirkpatrick street, from Reed street to Wyandotte street; Ruch street, from Reed street to Wyandotte street; Unnamed street, located approximately 790 feet south of Reed street, from Devilliers street to the easterly terminus of said unnamed street; Unnamed way, located approximately 100 feet south of Reed street, from Devilliers street westwardly to another unnamed way; Unnamed way, located approximately 400 feet south of Reed street, from Devilliers street, westwardly to another unnamed way; Unnamed way, located approximately 850 feet south of Reed street, from Jumonville street westwardly to another unnamed way, all as laid out in Booth & Flinn's Subdivision of Yost Ruch's Plan of Lots.

Also

No. 2392. Petition for the vacation of Addison street, etc., as laid out in Booth & Flinn's Subdivision of the Yost Ruch Plan of Lots, as recorded in the Recorder's Office of Allegheny

County, in Plan Book Volume 17, pages 114 and 115.

Also

No. 2393. An Ordinance vacating Addison street, from Reed street to Ruch street; Ashmead street (formerly Ashland street), from Kirkpatrick street to westerly terminus of said Ashmead street; Benevola way, from Corwin street to Wyandotte street; Bentley street; (formerly Barr street), from Ruch street to westerly terminus of said Bentley street; Corwin street, from Kirkpatrick street to westerly terminus of said Corwin street; Devilliers street, from Reed street to Jumonville street; Ellicott street, from Jumonville street to Ruch street; Gravity street (formerly Grove street), from Corwin street to Ellicott street; Jumonville street, from Devilliers street to Cuba way; Kirkpatrick street, from Reed street to Wyandotte street; Ruch street, from Reed street to Wyandotte street; Unnamed street, located approximately 790 feet south of Reed street, from Devilliers street to the easterly terminus of said unnamed street; Unnamed way, located approximately 100 feet south of Reed street, from Devilliers street westwardly to another unnamed way; Unnamed way, located approximately 400 feet south of Reed street, from Devilliers street, westwardly to another unnamed way; Unnamed way, located approximately 850 feet south of Reed street, from Jumonville street westwardly to another Unnamed way, all as laid out in Booth & Flinn's Subdivision of the Yost Ruch Plan of Lots, as recorded in the Recorder's Office of Allegheny County, in Plan Book Volume 17, pages 114 and 115.

Also

No. 2394. Petition for the vacation of Falcon way, from Addison street to Elmore street.

Also

No. 2395. An Ordinance vacating Falcon way, from Addison street to Elmore street.

Also

No. 2396. Petition for the vacation of Addison street, from Reed street to an Unnamed way approximately 160 feet north of Reed street.

Also

No. 2397. An Ordinance vacating Addison street, from Reed street to an Unnamed way approximately 160 feet north of Reed street.

Also

No. 2398. An Ordinance vacating a strip 5.0 feet wide along the northerly side of Bascom street, from an unnamed 10-foot way situate along the west side of Lot No. 22 in the Perry Park Plan of Lots to a property line 55.0 feet westwardly therefrom.

Which were severally read and referred to the Committee on Public Service and Surveys.

Also

No. 2399. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works, for and on behalf of the City of Pittsburgh, to enter into an agreement with the Commonwealth of Pennsylvania, acting through the Secretary of Highways, relating to the widening, relocation and reconstruction of Bigelow boulevard, State Highway Route 228, Section 8, between Station 50 plus 25, approximately 525 feet northeast of the intersection of Washington place and Station 159 plus 60, approximately 100 feet west of the intersection of Ridgway street, and providing for the payment of the City's share of the costs thereof.

Also

No. 2400. An Ordinance providing for a contract for a term of --- months for furnishing and maintaining electric lights in the City of Pittsburgh on its streets, boulevards, alleys, byways and parks and any other public thoroughfares or places within the corporate limits of said City, and providing for the payment of the costs thereof, and repealing Ordinance No. 609, approved December 31, 1938.

Also

No. 2401. An Ordinance providing for a contract or contracts for alterations to the 17th Street incline; for demolition of structures and other incidental work not provided for in the Agreement to be entered into between the City and the State High-

way Department, relative to the widening, relocation and reconstruction of Bigelow boulevard, between points about 525 feet northeast of the intersection of Washington place and 100 feet west of Ridgway street, and providing for the payment of the costs thereof.

Also

No. 2402. An Ordinance authorizing and directing the Mayor and the Chairman of the Board of Water Assessors to carry out and complete, in conjunction with the Federal Works Progress Administration, the canvassing and checking all water outlets and fixtures on the house side of the meter, providing for the performance of such work as may not be assumed by the Federal Works Progress Administration, and for the payment of the cost thereof.

Also

No. 2403. An Ordinance authorizing payment from the 1939 Appropriation account certain balances due on 1938 Yearly Repair contracts, in the total sum of \$3,532.41, for the reason that the 1938 Appropriation account for same became exhausted.

Which were severally read and referred to the Committee on Finance.

Also

No. 2404. An Ordinance widening Willmot street, from Parkview avenue to Juno street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby; and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket.

Also

No. 2405. An Ordinance providing for the letting of a contract for the furnishing and delivery of one Portable Air Compressor for the Bureau of Water, and providing for the payment thereof.

Also

No. 2406. Petition for the improvement of Dunkirk street, 11th Ward.

Also

No. 2407. Petition from residents of Oltman street, 20th Ward, re-

questing continuation of the improvement to the street from Chartiers avenue to the P. R. R.

Also

No. 2408. Communication from the Lions Club of East Liberty urging favorable consideration of proposed Zoning amendment to permit construction of apartment building at North Negley and Wellesley avenues.

Which were severally read and referred to the Committee on Public Works.

Mr. Gallagher presented

No. 2409. Communication from Director Clarence C. Klein asking permission for the Department of Public Welfare to sponsor a N. Y. A. Project, without financial obligation to the City, at the United States Marine Hospital.

Which was read and referred to the Committee on Finance.

Mr. Mc Ardle presented

No. 2410. An Ordinance authorizing the issuance of warrants to the Diamond Optician amounting to \$121.35, and the Gilliland Laboratories, Inc., amounting to \$195.00, in payment for goods received without previous authority of law.

Also

No. 2411. An Ordinance appropriating and setting aside the sum of Two Hundred Ninety-eight Thousand Five Hundred Thirty (\$298,530.00) Dollars from proceeds derived from grant of the Government of the United States, Docket No. 2218-F, for the purpose of paying for constructing, equipping, establishing and furnishing of a Municipal Hospital and auxiliary buildings.

Also

No. 2412. An Ordinance appropriating and setting aside the sum of Twelve Thousand (\$12,000.00) Dollars from Code Account No. 135, Docket No. 2218-F Municipal Hospital, for the purpose of paying salaries of employees authorized by Ordinance No. 11, approved January 19, 1939, and for other necessary expenses.

Also

No. 2413. An Ordinance appropriating and setting aside the sum

of Ten Thousand (\$10,000.00) Dollars from Code Account No. 137, Docket No. 2154-F Leech Farm, for the purpose of paying salaries of employees authorized by Ordinance No. 11, approved January 19, 1939, and for other necessary expenses.

Which were severally read and referred to the Committee on Finance.

Mr. Weir presented

No. 2414. An Ordinance providing for a contract or contracts for furnishing and installing low pressure safety valves on steam boilers in Schenley Conservatory and West Park Conservatory, and for the payment of the cost thereof.

Which was read and referred to the Committee on Parks and Libraries.

Mr. Wolk presented

No. 2415. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works of the City of Pittsburgh to make, execute and deliver, in the name of and for the City of Pittsburgh, a contract with the Citizens Traction Company, Allegheny Traction Company, Fort Pitt Traction Company, Consolidated Traction Company and W. D. George, Thomas M. Benner and Thomas Fitzgerald, Trustees, Pittsburgh Railways Company, Debtor under Section 77B of the Bankruptcy Act, as parties of the first part, and the City of Pittsburgh, as party of the second part, providing for the temporary abandonment of the northbound street railway track on Wood street from its point of connection with the eastbound track on Liberty avenue, at or near the intersection of Liberty avenue and Wood street, southwardly along Wood street to a point at or near the north property line of Diamond street and beginning again at or near the south property line of Third avenue, southwardly along Wood street to a point at or near the north property line of Water street, in the City of Pittsburgh, in connection with the proposed repaving of Wood street by the City of Pittsburgh and the County of Allegheny.

Which was read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 2416. An Ordinance authorizing the issuance of a warrant in favor of George E. Scaff in the sum of \$108.00 for insurance covering automobile used by City Council, for the period from January 1st to December 31st, 1939.

Also

No. 2417. An Ordinance amending Section 12, City Planning Commission, of Ordinance No. 618, entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Also

No. 2418. An Ordinance authorizing the leasing of City-owned property located at 428 Fourth avenue, first Ward, Pittsburgh, Pa., to John Nerone.

Also

No. 2419. Communication from the Law Department relative to the construction or repair of sidewalks, sewers and streets with labor furnished by the Works Progress Administration.

Also

No. 2420. Communication from the North Side Chamber of Commerce urging the establishment of comfort room facilities in the basement of the Carnegie Free Library of Allegheny to replace those formerly in the Old City Hall.

Also

No. 2421. Communication from John H. O'Donnell submitting offer of the Junior Order of United American Mechanics outlining basis upon which a trade might be made for their property at southeast corner of Forbes and Halket streets, for police and fire station, and the present No. 4 Police Station in Oakland.

Also

No. 2422. Communication from The Council of Organizations of the City of Pittsburgh and County of Allegheny submitting report of its subcommittee on Health relative to reorganization of the inspectional services in the Department of Public Health.

Also

No. 2423. An Ordinance repealing an Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of eleven (11) auto trucks, three (3) automobiles, one (1) seven-passenger station wagon, seven (7) auto truck tractors, seven (7) semi-trailer units, and two (2) graders for the several departments of the City, and providing for the payment thereof," approved March 14, 1937, and the amendment thereto approved November 13, 1937.

Also

No. 2424. Communication from The Colonial Trust Company, W. C. Short, Real Estate Officer, requesting refund of \$12.65 erroneously paid on water bill for first quarter of 1937 on property at 239 Darragh street.

Which were severally read and referred to the Committee on Finance.

Also

No. 2425. Petition for the improvement of Hampton street, between King avenue and Chislett street.

Which was read and referred to the Committee on Public Works.

Also

No. 2426. Communication from the Woods Run Settlement, Ralph S. Hudson, Resident Director, expressing appreciation for the renewal of their annual \$1,000.00 appropriation.

Which was read, received and filed.

UNFINISHED BUSINESS

Bill No. 2375. Communication from the Mayor, returning without his approval Bill No. 2206, Resolution authorizing the execution and delivery of a deed for property at the Boulevard of the Allies and Ward street to the Affiliated Service Stations, Inc., of Pittsburgh, for the sum of \$5,259.82.

In Council, February 6, 1939, read and laid over.

Which was read, received and filed.

Also

Bill No. 2206. Resolution authorizing and directing the Mayor to execute and deliver a deed for property

at the southeast corner of the Boulevard of the Allies and Ward street to the Affiliated Service Stations, Inc., for the sum of \$5,259.82, provided that the purchase money shall be paid within sixty days from the date hereof or all previous payments on said property shall be forfeited and this arrangement or agreement to sell declared null and void.

In Council, February 6, 1939, returned by the Mayor with his objections and laid on the table for the present.

Which was read.

And on the question, "Shall the resolution become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

McArdle	O'Toole (Pres't)
Wolk	

Noes:—Messrs.

Evans	Weir
Gallagher	

Ayes 3. Noes 3.

And there not being two-thirds of the votes of Council in the affirmative, the resolution failed to become a law, notwithstanding the objections of the Mayor.

REPORTS OF COMMITTEES

Mr. Evans (for Mr. Demmler) presented

No. 2427. Report of the Committee on Finance for February 14, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2306. An Ordinance entitled, "An Ordinance authorizing the Director of the Department of Public Works to engage the services of a Consulting Engineer for the checking of plans on the Mission Street Bridges, and providing for the payment thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2345. An Ordinance entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$386,000.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole, (Pres't)

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2346. An Ordinance entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works Projects for certain improvements to the public highway, bridges and viaduct, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2352. An Ordinance entitled, "An Ordinance supplementing Section 17, Carnegie Free Library of Allegheny, and Section 31, Department of Lands and Buildings, Bureau of Operating Maintenance, of Ordinance No. 618, which became a law January 9, 1939, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof.'"

In Finance Committee, February 7, 1939, bill read and amended in Section

1, by inserting as shown in red, and as amended, ordered returned to Council with an affirmative recommendation

Which was read.

Mr. Evans moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 2350. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Allegheny Garbage Company for \$26,500.00 in payment for services furnished for the benefit of the City during the month of January 1939, without previous authority of law."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2292. Resolution authorizing and directing the City Solicitor to accept the face amount of any liens for municipal improvements against the property of the E. S. S. Land Company in the 32nd Ward, during the year 1939, as and when the said Company pays the taxes and the face of the lien against any one of the respective lots so desired to be released; the said E. S. S. Land Company to pay the Court costs incident to the lien; provided that at the time the offer is made there is a building under construction on the lot covered by the offer.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and, noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2276. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration in favor of the Entress Brick Company for property on Bedford avenue, for the third and fourth quarters of 1933 and for the years 1934, 1935, 1936, 1937 and 1938, amounting to \$750.94, and authorizing and directing the proper officers of the City of Pittsburgh to satisfy any liens that may be filed against said property on account of delinquent water rents as aforesaid, and that all costs, penalties and interest thereon be charged to the City of Pittsburgh.

In Finance Committee, February 7, 1939, read and amended by striking out the words "amounting to \$750.94" and by inserting in lieu thereof the words "upon the payment by the said Entress Brick Company of one-half the recorded indebtedness, costs, penalties and interest," and by striking out the words "and that all costs, penalties and interest thereon be charged to the City of Pittsburgh" and by inserting in lieu thereof the words "upon such payment," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 1298. Resolution authorizing the issuing of a warrant in favor of Dr. Albert Schermer, 333 Eighth avenue, Homestead, Pa., in the sum of \$10.00, refunding traffic fine imposed upon him, and charging same to Code Account No. 42, Contingent Fund.

In Finance Committee, February 7, 1939, read and amended by striking out the words "a warrant" and by inserting in lieu thereof the word "warrants," and by adding at the end thereof the words "and to Dr. H. H. Turner in the sum of \$100.00 for medical services rendered John H. McElligott, and charging same to Code Account No. 44, Workmen's Compensation Fund," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2347. An Ordinance entitled, "An Ordinance appropriating and setting aside the further sum of Seven Hundred Ninety-four Thousand

(\$794,000.00) Dollars for constructing and equipping a Municipal Incinerator Plant on City-owned property at 29th Street and the Allegheny River, from the proceeds derived from the sale of Incinerator Bonds, 1934, Bond Fund 119."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Also

Bill No. 2348. An Ordinance entitled, "An Ordinance providing for a contract or contracts for constructing and equipping a Municipal Incinerator Plant on City-owned property at 29th Street and the Allegheny River, including necessary driveways, walks and landscaping therefor, but excluding piling and excavation in connection therewith, and providing for the payment of the cost thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Evans also presented

No. 2428.

February 9, 1939.

President and Members,
City Council,
City of Pittsburgh.

In Re: Bill No. 2347

Gentlemen:

The above bill was affirmed by the Committee on Finance, February 7, 1939, subject to a report from the Budget Controller for a clarifying interpretation of what the department is doing and why.

This Bill No. 2347 appropriates the sum of \$794,000.00 for the construction and equipping of a Municipal Incinerator Plant and does not include the cost of piling and excavation. An appropriation of \$90,000.00 has been made for the piling and excavation in connection

with the construction of the Incinerator and bids have been taken and contract will be awarded in the near future in the sum of \$66,000.00 which is \$24,000.00 less than was appropriated for this work. The director will ask the City Controller to revert this \$24,000.00 to the parent fund.

The estimated cost in the sum of \$794,000.00 for the construction of the buildings and furnishing of Incinerator equipment, plus the cost of piling and excavation in the sum of \$66,000.00 as herein mentioned, makes a total cost of \$860,000.00 and to this must be added approximately \$78,000.00 for the architects and engineers services, new road construction and for engineering expense of the department. The estimated grand total is \$938,000.00. This total cost may be reduced when bids are actually taken for the plant and equipment.

In a letter to Council dated November 30, 1938, the director estimated that the whole cost for acquisition of land for a roadway and for the construction and equipment of the Incinerator Plant and the construction of a garage would cost \$980,000.00, of which \$200,000.00 would be the estimated cost of the garage. The construction of a garage in connection with the Incinerator Plant is not contemplated in the legislation which is now before Council for final passage.

The balance that will obtain in Bond Fund 119, Incinerator Bonds, after giving credit to the total estimated expenditure of \$938,000.00 would be \$101,620.00 which sum would not be sufficient to construct a garage estimated to cost \$200,000.00. A garage would not be necessary unless it was decided that the City would consider municipal collection and hauling.

Respectfully yours,
RICHARD NEFF,
Budget Controller.

Which was read, received and filed.

Mr. O'Toole called Mr. Weir to the the Chair, and taking the floor, said:

Mr. President:—These bills are returned with an affirmative recommenda-

tion subject to a report from the Budget Controller (I forget the exact wording) to advise just what the Department of Public Works was doing and intends to do.

The report as I read it does not clear up a question in my mind, and I am sure is in the minds of some other members of Council.

Knowing the long history of the City's attempt to build an incinerator, I want to be extremely cautious now in not passing a contract ordinance and appropriation ordinance by which the Department might be letting itself into further litigation and bringing about further delays.

If my recollection is correct, the ordinance, at least the ordinance which authorized the application for a P. W. A. grant and the other legislation which was passed at that time, was passed in connection with a separate resolution of Council, committing the Council in its legislation to the construction of a 600-ton incinerator at Twenty-ninth street.

Now it occurs to me that this great increase in cost can be due only to an increase in the capacity of the incinerator, and I don't now argue that a 600-ton incinerator rather than a 900-ton incinerator, is the correct capacity. I am willing to agree to any capacity to get it built; but if the Department can proceed on the construction of an incinerator rated by some engineers at 600 tons, whereas they well know and other engineers will prove that it has a capacity of 900 tons, they simply may be letting them into more tangle-foot, more litigation and more delay.

I don't know whether a week's delay in the passage of these ordinances will be fatal. If there is any great haste about it, we can pass these ordinances on Thursday, since these questions are of serious importance and may result in long and costly litigation, as all delays are costly.

Mr. O'Toole moved

That Bill Nos. 2347 and 2348 be recommended to the Committee on Finance and that the Department of Public Works be asked to amplify the

Budget Controller's report and to comment on the questions raised in his statement, and that the Department of Law be asked to furnish an opinion as to whether or not litigation he (the Chair) fears is avoided.

Which motion prevailed.

And President O'Toole, at this time, resumed the Chair.

Also, with an affirmative recommendation,

Bill No. 2349. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the American Reduction Company for \$73,-879.54 in payment for services furnished for the benefit of the City during the month of January 1939, without previous authority of law."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans McArdle
Gallagher Wolk

Noes:—Messrs.

Weir O'Toole, (Pres't)

Ayes 4. Noes 2.

And there not being two-thirds of the votes of Council in the affirmative, the bill failed to pass finally.

Mr. Evans (for Mr. Demmler) also presented

No. 2429. Report of the Committee on Finance for February 9, 1939, transmitting a resolution to Council.

Which was read, received and filed.

Also

Bill No. 2383. WHEREAS, The Fox Chapel Authority has offered the

City of Pittsburgh the sum of \$-----

-----, for a lot or piece of ground situate in O'Hara Township, being a portion of the property formerly known as the Montrose Pumping Station, bounded and described as follows:

Therefore, be it

RESOLVED, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to the Fox Chapel Authority for the sum of \$-----, and be it further

RESOLVED, That the purchase money shall be paid within sixty (60) days from the date hereof, or all previous payments on said property shall be forfeited, and this arrangement or agreement to sell shall be declared null and void.

In Finance Committee, February 9, 1939, read and amended to read as follows:

WHEREAS, The Fox Chapel Authority has offered the City of Pittsburgh the sum of \$2,900.00, for a lot or piece of ground situate in O'Hara Township, being a portion of the property formerly known as the Montrose Pumping Station, bounded and described as follows:

Beginning at the northwesterly corner of land conveyed to the City of Pittsburgh by deed from the Fitzgerald Plaster Company and recorded in Deed Book Volume 966, page 75, said corner being the northwesterly corner of Lot 25 referred to in said deed and the southwesterly corner of the Malone property referred to in said deed; thence along the northerly line of lot 25 as referred to in said deed South 75° East 301 feet, more or less, to the low water mark of the Allegheny River; thence southwardly following the low water line of the Allegheny River 215 feet, more or less, to a point 15 feet beyond the northerly line of Lot No. 21 as referred to in said deed North 75° West 301 feet, more or less, to the easterly side of property of the West Penn Railroad; thence North 17° 45' East 215 feet, more or less, along the line of the easterly side of the property of the West Penn Rail-

road to the point of beginning, containing 1.51 acres, more or less.

Together with all rights to the water mains leading from that property out to the crib in the Allegheny River, subject, however, to the following easements:

- (a) Maintenance of the existing right-of-way for 6 inch hydrant water line with water plugs now located at various points on the property and with the understanding that should the property be purchased, this line will be maintained subject only to the necessary changes in locations of the line at the cost of the purchaser.
- (b) Subject to an easement for a 110 inch water main which may be located at some time in the future by the City of Pittsburgh across the property at a point near the Old Freeport Road and in such a manner as not to unduly injure or destroy improvements made by any purchaser;

and subject to the easement of the Old Freeport Road as it appears upon the property.

Therefore, be it

RESOLVED, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to the Fox Chapel Authority for the sum of \$2,900.00, and be it further

RESOLVED, That the purchase money shall be paid within sixty (60) days from the date hereof, or all previous payments on said property shall be forfeited, and this arrangement or agreement to sell shall be declared null and void.

And as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Mr. Evans presented

No. 2430. Report of the Committee on Public Works for February 7, 1939, transmitting a lot plan and several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2353. Plan of Lots laid out by the Heirs of Phillip Neuhart, Jr., in the 27th Ward of the City of Pittsburgh, and the dedication of Harbison street and Rigel avenue as shown thereon.

Which was read, accepted and approved by the following vote:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

Also

Bill No. 2354. An Ordinance entitled, "An Ordinance approving the Plan of Lots of the Heirs of Phillip Neuhart, Jr. Property, in the Twenty-seventh Ward of the City of Pittsburgh, laid out by the Heirs of Phillip Neuhart, Jr.; accepting the dedication of Harbison street and Rigel avenue, as shown thereon for public use for highway purposes; opening and naming the same, and establishing the grades thereon."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2358. An Ordinance entitled, "An Ordinance repealing Ordinance No. 616, approved December 31, 1938, entitled, 'An Ordinance widening Rhine street from Itin street to Buente street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby; and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket,' insofar as said ordinance widened Rhine street from Yetta avenue to Buente street."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2360. An Ordinance entitled, "An Ordinance fixing the location of a portion of the relief sewer in the Columbus Avenue Drainage Basin that is to be constructed partly on public property and partly on private property, otherwise authorized by Ordinance of Council, extending from a point on Brightridge street about sixty (60') feet southwest of Charles street, thence southwestwardly and westwardly to the trunk sewer on Adams street, west of private property of the Pennsylvania Railroad Company, and providing therefor an easement on properties owned by Ernest G. Roessler, Christian Mueller, Uniondale Cemetery, Bertha H. Miller, Krist Uhl, Slova. National Building and Loan Association, North Side, Pittsburgh, Mary Gushanick, Walter Johnson, Martin J. and Julia A. Naughton, Jacob Conrad, Elizabeth S. Venter, S. Giarratano, Vincenzo and Caterina Voci, Clarence A. Pearson, Wm. J. Savage, A. Gallagher and A. G. Oyster, T. A. McCarter, Jeanie W. Pratt, Frank Kosbohner, Western Savings and Deposit Bank, Alexander Toth, I. J. Cieslak, Beulah Kramer, James McNally, Celia Fox, M. O. Bach, and providing for adjudication of damages occasioned thereby and for payment of the cost and expense thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Weir presented

No. 2431. Report of the Committee on Parks and Libraries for February 7, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2325. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of 40 hand lawn mowers, 2 tractors, 2 power sickle mowers, 1 dump truck and 2 power mowers or the Bureau of Parks, and providing for the payment thereof."

Which was read.

Mr. Weir moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Evans presented
No. 2342.

RESOLVED, That the Department of Public Works be requested to furnish the Finance Committee of Council, in all cases where W. P. A. dirt street projects are contemplated, and before any work is begun on any such street, the estimated cost of the damages that may be caused to adjacent property by such improvement.

Which was read.

Mr. Evans moved

The adoption of the resolution.

Which motion prevailed.

The Chair presented
No. 2433.

WHEREAS, Those parts of the City of Pittsburgh known as Hays and Lincoln Place, comprising the 31st Ward, are not given the privilege of the same rate of postage on letter mail and service as is given other wards of the city; and

WHEREAS, It is the desire of the patrons residing at Hays and Lincoln Place that their mail be delivered through the Pittsburgh Post Office in order to obtain the advantage of the local two cent rate of postage and carrier delivery; Now, Therefore, be it

RESOLVED, That the Postmaster of Pittsburgh be notified of this request and that he be requested to intercede with the Postmaster General in order to extend the two cent rate of postage and carrier delivery to all parts of the City, and especially to Hays and Lincoln Place.

Which was read.

Mr. Weir moved

The adoption of the resolution.

Which motion prevailed.

Mr. Weir moved

That the Minutes of Council of Monday, February 6, and Wednesday, February 8, 1939, be approved.

Which motion prevailed.

And upon motion of Mr. McArdle
Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Monday, February 20, 1939

No. 9

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President
EDW. W. LINDSAY-----City Clerk
JAS. W. PATTERSON--Ass't City Clerk

Council met.

Present:--Messrs.

Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Absent:--Messrs.

Anderson	Evans
Demmler	Weir

PRESENTATIONS

Mr. Gallagher (for Mr. Anderson) presented

No. 2434. An Ordinance supplementing Sections 2 and 3 of Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh, and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented, by adding certain streets or portions of streets to certain designated paragraphs thereof.

Which was read and referred to the Committee on Public Safety.

Mr. Gallagher (for Mr. Evans) presented

No. 2435. An Ordinance authorizing the leasing by the City of Pittsburgh from the Haller Baking Company of certain property located at 414-420 Bausman street, Thirtieth Ward, City of Pittsburgh.

Also

No. 2436. Resolution approving the action of the Director of the Department of Public Works in granting a leave of absence, with pay, to Jos. C. Dawson, Public Works Inspector, Bureau of Engineering, from January 17, 1939, to March 1, 1939, on account of illness.

Also

No. 2437. Communication from the Director of the Department of Public Works asking that an additional \$800.00 be provided for Code Account 1801, Materials, Bureau of Parks, for further repairs required at the Schenley Park Golf Course.

Which were severally read and referred to the Committee on Finance.

Also

No. 2438. Communication from August A. Iurlano, Esq., asking that the dangerous condition resulting from uncovered ditch in Wade street, 19th Ward, be corrected.

Also

No. 2439. Petition for the paving of Potter street, from Graham street to Noble street, 7th Ward.

Also

No. 2440. Petition from residents of the 8th, 9th and 10th Districts, 29th Ward, requesting certain street, sewer and playground improvements.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2441. An Ordinance vacating Oxlane (formerly Ogden, formerly Ohio) street, in the Twenty-first Ward of the City of Pittsburgh, (originally laid out as an unnamed 50-foot street adjacent and parallel to the Ohio river, in the Manchester Plan, Plan Book, Vol. 1, page 12), from the southerly line of Juniata street to the northerly line of Roalman street; providing for the closing of said street and the return of the land included therein to the owners thereof, free and discharged of any easements or property rights relating to a right of passage thereon or thereover, arising out of the sale of lots by reference to said plan, and the taking and extinguishing of all such easements or property rights, and providing for the assessment of damages occasioned thereby against properties peculiarly benefited.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Gallagher presented

No. 2442. Resolution authorizing and directing the City Controller to transfer \$700.00 from Code Account 1080-M, Preparing and Prosecuting Litigation against Public Service Companies, to Code Account 1080-1, Service and Equipment Survey, Railway System, Department of Law.

Also

No. 2443. Communication from the Director of the Department of Public Welfare relative to uncertainty as to when the State will take over the care of mental patients at Mayview and the resulting problem involved in the purchase of basic supplies, and suggesting a conference on the matter with Council.

Also

No. 2444. Communication from Director Clarence C. Klein requesting permission for the Department of Public Welfare to sponsor, without financial obligation to the City, National

Youth Administration projects at the Public Health Nursing Association, Allegheny General Hospital, Roselia Hospital & Foundling Asylum and Mercy Hospital.

Which were severally read and referred to the Committee on Finance.

Mr. Garland presented

No. 2445. Communication from Jones & Brown, Inc., by John E. Born, requesting the construction of water lines in the Conover Road Plan of Lots.

Which was read and referred to the Committee on Filtration and Water.

Mr. Wolk (for Mr. Weir) presented

No. 2446. An Ordinance providing for the letting of a contract or contracts for the rebinding of books and the binding of magazines for the Carnegie Free Library of Allegheny, and providing for the payment thereof.

Which was read and referred to the Committee on Parks and Libraries.

Mr. Wolk presented

No. 2447. An Ordinance re-establishing the grade of Arbor drive, from the northerly terminus thereof at the northerly line of the Greentree Heights Plan of Lots to the southerly terminus thereof at Orchard drive.

Also

No. 2448. An Ordinance establishing the opening grades on Grove-mount road and Winchester drive, as laid out and proposed to be dedicated as legally opened highways, by A. N. Crouch, Inc., in its plan of lots called Greentree Heights Plan of Lots, in the Twentieth Ward of the City of Pittsburgh.

Also

No. 2449. Communication from the Law Department submitting financial statements of the Pittsburgh Motor Coach Company for the months of December 1938 and 1937.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 2450. An Ordinance supplementing Section 30, Department of Lands and Buildings, of an ordinance

entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Also

No. 2451. An Ordinance authorizing the issuance of a warrant in favor of Lord and Burnham Company in the sum of \$8,225.32 in payment of materials furnished for the benefit of the City without previous authority of law.

Also

No. 2452. Communication from Walter D. Shelton, Turnkey at No. 2 Police Station, asking authorization of expenses for operation required to permanently correct a shoulder dislocation received in the performance of his duties.

Also

No. 2453. Communication from the City Treasurer transmitting statement of collection of delinquent taxes for periods February 1st to 15th, and January 1st to February 15th, 1939; also statement of accounts of the City Solicitor.

Also

No. 2454. Communication from the Director of the Department of Supplies submitting copy of proposed amendment to the Liquid Fuels Tax Act, as prepared by the Law Department.

Also

No. 2455. Report of the Department of Assessors showing aggregate amounts of the assessed valuation of land and buildings.

Which were severally read and referred to the Committee on Finance.

Also

No. 2456. An Ordinance granting unto West Liberty Street Railway Company, its successors, lessees and assigns, the right to enter upon, use and occupy a ramp, overhead structure and right of way in connection with the construction by the Board of County Commissioners of Allegheny County of a traffic grade separation at the inter-

section of West Liberty avenue (State Highway Route 806) with Saw Mill Run boulevard (State Highway Route 247) in the City of Pittsburgh.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 2457. Petition asking that Bill No. 2385, An Ordinance amending a portion of Section 35, Department of Public Safety, of the Salary ordinance, which became a law January 9, 1939, be recommitted to the Committee on Finance.

Which was read and referred to the Committee on Finance.

Also

No. 2458. Report of the Bureau of Inspection, Department of Public Health, of measures taken by the department to improve conditions complained of by the Independent Voters Colored League relative to the sale of spoiled meats in the Hill district, etc.

Which was read, received and filed.

REPORTS OF COMMITTEES

Mr. Gallagher (for Mr. Demmler) presented

No. 2459. Report of the Committee on Finance for February 15, 1939, transmitting sundry ordinances and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2328. An Ordinance entitled, "An Ordinance authorizing the City Controller to continue to employ a Technician, one who has a special or expert knowledge of collateral securities, values, credits and of the duties and requirements in receivership proceedings, for a period not to exceed six months, commencing February 12, 1939, at a salary not to exceed Four hundred dollars (\$400.00) per month."

Which was read a first time.

Also

Bill No. 2347. An Ordinance entitled, "An Ordinance appropriating and setting aside the further sum of

Seven Hundred Ninety-four Thousand (\$794,000.00) Dollars for constructing and equipping a Municipal Incinerator Plant on City-owned property at 29th Street and the Allegheny River, from the proceeds derived from the sale of Incinerator Bonds, 1934, Bond Fund 119."

Which was read a first time.

Also

Bill No. 2348. An Ordinance entitled, "An Ordinance providing for a contract or contracts for constructing and equipping a Municipal Incinerator Plant on City-owned property at 29th Street and the Allegheny River, including necessary driveways, walks and landscaping therefor, but excluding piling and excavation in connection therewith, and providing for the payment of the cost thereof."

Which was read a first time.

Also

No. 2460.

February 17, 1939.

The Honorable, The Council
of the City of Pittsburgh
Gentlemen:

We have been advised by Director Roessing and the consulting engineers for the City of Pittsburgh that the incinerator plant to be constructed at Twenty-ninth Street is a 600-ton incinerator.

We are informed further that the design of the plant is in conformity with the motion of Council under date of September 21, 1938, that the incinerator plant have a daily capacity of 600 tons.

We are therefore of the opinion, which is predicated upon the information hereinabove recited, that the passage of the legislation now before you will not "invite litigation."

Very truly yours,

WM. ALVAH STEWART,

City Solicitor.

Submitted by:

ANNE X. ALPERN,

First Asst. City Solicitor.

Which was read, received and filed.

Also

No. 2461.

February 15, 1939.

President and Members of Council
City of Pittsburgh
Gentlemen:

Your Body has asked me to advise you whether the design of the incinerator plant to be constructed at Twenty-ninth street, for which specifications will be issued and bids taken in the near future, conformed with the motion of Council adopted September 21, 1938, that the incinerator plant have a daily capacity of Six Hundred (600) Tons.

You are advised that the incinerator plant designed by the engineers employed for that purpose is in conformity with the motion of Council and is a six hundred ton incinerator.

Respectfully yours,

F. M. ROESSING,
Director.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2385. An Ordinance entitled, "An Ordinance amending a portion of Section 35, Department of Public Safety, of Ordinance No. 618, which became a law January 9, 1939, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof.'"

Which was read a first time.

Also

Bill No. 2399. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works, for and on behalf of the City of Pittsburgh, to enter into an agreement with the

Commonwealth of Pennsylvania, acting through the Secretary of Highways, relating to the widening, relocation and reconstruction of Bigelow Boulevard, State Highway Route 228, Section 8, between Station 50 + 25, approximately 525 feet northeast of the intersection of Washington place and Station 159 + 60, approximately 100 feet West of the intersection of Ridgway street, and providing for the payment of the City's share of the costs thereof."

Which was read a first time.

Also

Bill No. 2401. An Ordinance entitled, "An Ordinance providing for a contract or contracts for alterations to the 17th Street Incline; for demolition of structures and other incidental work not provided for in the Agreement to be entered into between the City and the State Highway Department relative to the widening, relocation and reconstruction of Bigelow boulevard, between points about 525 feet northeast of the intersection of Washington place and 100 feet west of Ridgway street, and providing for the payment of the cost thereof."

Which was read a first time.

Also

Bill No. 2403. An Ordinance entitled, "An Ordinance authorizing payment from the 1939 Appropriation Account certain balances due on 1938 yearly repair contracts, in the total sum of \$3,532.41, for the reason that the 1938 Appropriation Account for same became exhausted."

Which was read a first time.

Also

Bill No. 2411. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of Two Hundred Ninety-eight Thousand Five Hundred Thirty (\$298,530.00) Dollars from proceeds derived from grant of the Government of the United States, Docket No. 2218-F, for the purpose of paying for constructing, equipping, establishing and furnishing of a Municipal Hospital and auxiliary buildings."

Which was read a first time.

Also

Bill No. 2412. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of Twelve Thousand (\$12,000.00) Dollars, from Code Account No. 135, Docket No. 2218-F Municipal Hospital, for the purpose of paying salaries of employees authorized by Ordinance No. 11, approved January 19th, 1939, and for other necessary expenses."

Which was read a first time.

Also

Bill No. 2413. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of Ten Thousand (\$10,000.00) Dollars from Code Account No. 137, Docket No. 2154-F, Leech Farm, for the purpose of paying salaries of employees authorized by Ordinance No. 11, approved January 19, 1939, and for other necessary expenses."

Which was read a first time.

Also

Bill No. 2423. An Ordinance entitled, "An Ordinance repealing an Ordinance entitled, 'An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of eleven (11) auto trucks, three (3) automobiles, one (1) seven-passenger station wagon, seven (7) auto truck tractors, seven (7) semi-trailer units, and two (2) graders for the several departments of the City, and providing for the payment thereof,' approved March 14, 1937, and the amendment thereto, approved November 13, 1937."

Which was read a first time.

Also

Bill No. 2410. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants to the Diamond Optician amounting to \$121.35 and the Gilliland Laboratories, Inc., amounting to \$195.00, in payment for goods received without previous authority of law."

Which was read a first time.

Also

Bill No. 2416. An Ordinance entitled, "An Ordinance authorizing the

issuance of a warrant in favor of George E. Schaff in the sum of \$108.00 for insurance covering automobile used by City Council, for the period from January 1st to December 31, 1939."

Which was read a first time.

Also

Bill No. 2400. An Ordinance entitled, "An Ordinance providing for a contract for a term of --- months for furnishing and maintaining electric lights in the City of Pittsburgh on its streets, boulevards, alleys, by-ways and parks and any other public thoroughfares or places within the corporate limits of said City, and providing for the payment of the costs thereof, and repealing Ordinance No. 609, approved December 31, 1938."

In Finance Committee, March 15, 1939, bill read and amended in Section 1 by inserting in blank space the words "ten months beginning March 1st," and in the title by inserting before the word "months" the word "ten," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Gallagher moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read a first time.

Also, with an affirmative recommendation,

Bill No. 1927. Resolution authorizing and directing the Department of Assessors to exonerate the City taxes for the year 1939, assessed against certain land in the 32nd Ward, consisting of seven acres, fronting on Whited street and Milan avenue, owned by John Marloff, said land having been used for some years as a playground and is now being used and occupied by the City as a playground.

Which was read a first time.

Mr. Gallagher (for Mr. Evans) presented

No. 2462. Report of the Committee on Public Works for February 16, 1939, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 747. An Ordinance entitled, "An Ordinance accepting the dedication of certain property in the Thirteenth Ward of the City of Pittsburgh, for public use for highway purposes, for the opening of Montier street."

Which was read a first time.

Also

Bill No. 1965. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-O-E15, by including, within the Commercial and Third Area District, all that certain property, now classified 'B' Residence and Second Area District, bounded by Spring street, Clover street, Jonquil way and the line of the present Commercial and Third Area District east of Rothman street."

Which was read a first time.

Also

Bill No. 2308. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-O-E30, by including within the 'C' Residence District, all that certain property, now classified 'B' Residence District, bounded by Hutchinson street; the line dividing the City of Pittsburgh and Borough of Swissvale, Frick Park; Saunders street and Richmond street."

Which was read a first time.

Also

Bill No. 2371. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to enter into an agreement with the County of Allegheny, through its Board of County Commissioners, for the purpose of the taking over and maintenance

nance by the City of the new highway extending from the intersection of Hazelwood avenue and Beechwood boulevard to the north approach of the Pittsburgh-Homestead High-Level Bridge and part of the approach to the old Brown's Bridge from a point on the easterly side of the newly constructed Brown's Hill road to the face of the north abutment of Old Brown's Bridge. and providing for the cost of removal of slips or slides that may occur on the latter road."

Which was read a first time.

Also

Bill No. 2405. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of one portable Air Compressor for the Bureau of Water, and providing for the payment thereof."

Which was read a first time.

Mr. Wolk presented

No. 2463. Report of the Committee on Public Service and Surveys for February 16, 1939, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2389. An Ordinance entitled, "An Ordinance vacating Addison street, from Reed street to Ruch street; Devilliers street, from Reed street to Jumonville street; Ellicott street, from Jumonville street to Wyandotte street; Jumonville street, from Devilliers street to Cuba way; Kirkpatrick street, from Reed street to Wyandotte street; and unnamed way south of Lot No. 65, from Jumonville street westwardly to another unnamed way, all as laid out in the Yost Ruch's Plan of Lots."

Which was read a first time.

Also

Bill No. 2391. An Ordinance entitled, "An Ordinance vacating Addison street, from Reed street to Ruch street; Ashmead street (formerly Ashland street) from Kirkpatrick street to westerly terminus of said Ashmead street; Benevola way, from Corwin

street to Wyandotte street; Bentley street (formerly Barr street) from Ruch street to westerly terminus of said Bentley street; Corwin street, from Kirkpatrick street to westerly terminus of said Corwin street; Devilliers street, from Reed street to Jumonville street; Ellicott street, from Jumonville street to Ruch street; Gravity street, (formerly Grove street) from Corwin street to Ellicott street; Jumonville street, from Devilliers street to Cuba way; Kirkpatrick street, from Reed street to Wyandotte street; Ruch street, from Reed street to Wyandotte street; Unnamed street, located approximately 790 feet south of Reed street, from Devilliers street to the easterly terminus of said Unnamed street; Unnamed way, located approximately 100 feet south of Reed street, from Devilliers street westwardly to another Unnamed way; Unnamed way, located approximately 400 feet south of Reed street, from Devilliers street westwardly to another Unnamed way; Unnamed way, located approximately 850 feet south of Reed street, from Jumonville street westwardly to another Unnamed way, all as laid out in Booth & Flinn's Subdivision of Yost Ruch's Plan of Lots."

Which was read a first time.

Also

Bill No. 2393. An Ordinance entitled, "An Ordinance vacating Addison street, from Reed street to Ruch street; Ashmead street (formerly Ashland street) from Kirkpatrick street to westerly terminus of said Ashmead street; Benevola way, from Corwin street to Wyandotte street; Bentley street (formerly Barr street) from Ruch street to westerly terminus of said Bentley street; Corwin street, from Kirkpatrick street to westerly terminus of said Corwin street; Devilliers street, from Reed street to Jumonville street; Ellicott street, from Jumonville street to Ruch street; Gravity street, (formerly Grove street) from Corwin street to Ellicott street; Jumonville street, from Devilliers street to Cuba way; Kirkpatrick street, from Reed street to Wyandotte street; Ruch street, from Reed street to Wyandotte street; Unnamed street, located approximately 790

feet south of Reed street, from Devillers street to the easterly terminus of said Unnamed street; Unnamed way, located approximately 100 feet south of Reed street, from Devillers street westwardly to another Unnamed way; Unnamed way, located approximately 400 feet south of Reed street, from Devillers street westwardly to another Unnamed way; Unnamed way, located approximately 850 feet south of Reed street, from Jumonville street westwardly to another Unnamed way, all as laid out in Booth & Flinn's Subdivision of Yost Ruch Plan of Lots, as recorded in the Recorder's Office of Allegheny County, in Plan Book Volume 17, pages 114 and 115."

Which was read a first time.

Also

Bill No. 2395. An Ordinance entitled, "An Ordinance vacating Falcon way, from Addison street to Elmore street."

Which was read a first time.

Also

Bill No. 2397. An Ordinance entitled, "An Ordinance vacating Addison street, from Reed street to an Unnamed way approximately 160 feet north of Reed street."

Which was read a first time.

Also

Bill No. 2415. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works of the City of Pittsburgh to make, execute and deliver, in the name of and for the City of Pittsburgh, a contract with Citizens Traction Company, Allegheny Traction Company, Fort Pitt Traction Company, Consolidated Traction Company and W. D. George, Thomas M. Benner and Thomas Fitzgerald, Trustees, Pittsburgh Railways Company, Debtor under Section 77B of the Bankruptcy Act, as parties of the first part, and the City of Pittsburgh, as party of the second part, providing for the temporary abandonment of the northbound street railway track on Wood street from its point of connection with the eastbound track

on Liberty avenue, at or near the intersection of Liberty avenue and Wood street, southwardly along Wood street to a point at or near the north property line of Diamond street and beginning again at or near the south property line of Third avenue, southwardly along Wood street to a point at or near the north property line of Water street, in the City of Pittsburgh, in connection with the proposed repaving of Wood street by the City of Pittsburgh and the County of Allegheny."

Which was read a first time.

Mr. Wolk (for Mr. Weir) presented

No. 2464. Report of the Committee on Parks and Libraries for February 16, 1939, transmitting an Ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2414. An Ordinance entitled, "An Ordinance providing for a contract or contracts for furnishing and installing low pressure safety valves on steam boilers in Schenley Conservatory and West Park Conservatory, and for the payment of the cost thereof."

Which was read a first time.

Mr. Garland (for Mr. Anderson) presented

No. 2465. Report of the Committee on Public Safety for February 16, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2387. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of one Hi-Pressure Jenny and one Auto Truck for the Bureau of Traffic Planning, and providing for the payment thereof."

Which was read a first time.

Mr. Gallagher presented

No. 2466. Report of the Committee on Public Welfare for February 16, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2363. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the installation of Automatic Gas Governors in various buildings at the Pittsburgh City Home and Hospitals, Mayview, Pa., and providing for the payment thereof."

Which was read a first time.

Mr. Gallagher stated

That this contract, being for less than \$500.00, the Department had arranged for letter bids and would not require an ordinance.

Mr. Gallagher moved

That further action on the bill be indefinitely postponed.

Which motion prevailed.

MOTIONS AND RESOLUTIONS

Mr. McArdle moved

That the following members of Council be excused for absence from Council and Committee meetings:

Mr. Anderson on January 9, 10, 11, 16, 17, 23, 24, 25, 30, 31, February 1, 6, 7, 8, 9, 14, 15 and 16, 1939;

Mr. Demmler on December 30, 1938, January 9, 10, 11, 16, 17, 23, 24, 25, 30, 31, February 1, 6, 7, 8, 9, 14, 15 and 16, 1939;

Mr. Evans on January 9, 10, 11, February 8 and 9, 1939;

Mr. Gallagher on January 16, 1939;

Mr. Garland on February 6, 7, 8, 9, 14, 15 and 16, 1939;

Mr. Wolk on February 1, 6 and 7, 1939.

Which motion prevailed.

Mr. Gallagher moved

That the Minutes of Council of Thursday, February 9, and Tuesday, February 14, 1939, be approved.

Which motion prevailed.

And upon motion of Mr. Garland

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Monday, February 27, 1939

No. 10

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE.....President

EDW. W. LINDSAY.....City Clerk

JAMES W. PATTERSON Ass't City Clerk
Pittsburgh, Pa.

Monday, February 27, 1939

Council met.

Present:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Absent:—Messrs.

Anderson	Weir
Demmler	

PRESENTATIONS

Mr. Evans (for Mr. Anderson) presented

No. 2467. An Ordinance creating and establishing two temporary positions in the Department of City Treasurer and one temporary position in the Bureau of Traffic Planning, Department of Public Safety, required for work in connection with the collection of monies from parking meters and for the repair and maintenance of same, for a period of six (6) months, and fixing the rate of compensation thereof.

Also

No. 2468. An Ordinance authorizing the issuance of a warrant in favor of James J. Coyne in the sum of \$50.56, in payment of services rendered for the benefit of the City during the period of January 1st to January 9th, 1939, inclusive, as Assistant Boiler Inspector, Department of Public Safety.

Also

No. 2469. An Ordinance authorizing the issuance of warrants in favor of S. C. Hamilton for \$1,323.68; Reliable Printing Co. for \$48.10; City Blue Print Co. for \$1.96; Tydings Company for \$3.60; Monarch Oil Co. for \$1.00; B. K. Elliott Co. for \$3.19, in payment for services rendered and supplies furnished for the benefit of the City without previous authority of law.

Which were severally read and referred to the Committee on Finance.

Also

No. 2470. Communication from the Department of Public Safety advising of institution of 60-day trial regulation, effective March 9, 1939, of No. Parking 4:30 P. M. to 6:00 P. M. on North Avenue, between Arch street and Federal street, both sides; and between Federal street and Boyle street, northerly side.

Also

No. 2471. Communication from the Department of Public Safety advising of institution of 60-day trial regulation, effective March 8, 1939, of No. Parking At Any Time on California avenue between Brighton road and Brighton place, northerly side.

Also

No. 2472. Communication from

the Department of Public Safety advising of institution of 60-day trial regulation, effective March 8, 1939, of No Parking 8:00 A.M. to 9:30 A.M. on Negley avenue, between Coral street and Broad street, westerly side.

Also

No. 2473. Communication from the Department of Public Safety advising of institution of 60-day trial regulation, effective March 8, 1939, of No Parking 8:00 A.M. to 6:00 P. M. on West street, between Water street and First avenue, easterly side.

Also

No. 2474. Communication from the Department of Public Safety advising of institution of 60-day trial regulation, effective March 8, 1939, of No Parking At Any Time on Custer avenue, from Spencer street to the eastern property line of St. Wendelin's Church, southerly side.

Also

No. 2475. Communication from the Department of Public Safety, advising of institution of 60-day trial regulation, effective March 8, 1939, of No Parking 8:00 A.M. to 6 P.M. on Fifth avenue, between Craig street and Dithridge street, northerly side, daily including Sunday.

Also

No. 2476. Communication from the Department of Public Safety advising of institution of the following 60-day trial regulations, effective March 8, 1939: No Parking 6:00 P.M. to 11:00 P.M. on Tyndall street, between Citadel street and Lanpark street, south side; No Parking 6:00 P. M. to 11:00 P. M. on Lanpark street, between Tyndall street and Hillsboro street, south side; No Parking 6:00 P.M. to 11:00 P.M. on Chetopa street, between Tyndall street and the dead end of Chetopa street, south side, and No Parking 6:00 P.M. to 11:00 P.M. on Ditzel street, between Chartiers avenue and Lanpark street, both sides.

Which were severally read, received and filed.

Mr. Evans presented

No. 2477. An Ordinance appropriating and setting aside the aggregate

amount of \$77,318.00, for the payment of the cost for improvements to the public highways and recreation systems of the City, in the Department of Public Works, from the proceeds of Grants of funds of the government of the United States.

Also

No. 2478. An Ordinance appropriating and setting aside the sum of \$57,000.00 in the Department of Public Works for payment of the cost of engineering services required for preparation of plans, specifications and for supervision of the construction and equipment of the Municipal Incinerating Plant, from Bond Fund 119, Incinerator Bonds, 1934.

Also

No. 2479. An Ordinance creating a temporary position of Engineer in the Department of Public Works in charge of construction and installation of equipment for the proposed Incinerating Plant; fixing the rate of compensation therefor, and providing for payment thereof.

Also

No. 2480. An Ordinance appropriating the sum of One Thousand Six Hundred (\$1,600.00) Dollars from Public Improvement Notes 1939, for the payment of the City's share of the cost of improvements to the public park at Brookline boulevard and Chelton avenue, commonly known as "Brookline Memorial Park," to be carried out by the Department of Public Works in conjunction with the Federal Works Progress Administration.

Also

No. 2481. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to improve the public park bounded by Brookline boulevard, Chelton avenue and Queensboro avenue, commonly known as "Brookline Memorial Park," in conjunction with the Federal Works Progress Administration, providing for the performance of such work as may not be assumed by the Federal Works Progress Administration and for the payment of the City's share of the cost thereof.

Also

No. 2482. An Ordinance creating temporary positions in the Bureau of Tests, Department of Public Works, for testing of materials required for construction work for projects carried out by the Housing Authority of the City of Pittsburgh; fixing rate of compensation therefor, and providing for payment thereof.

Also

No. 2483. An Ordinance appropriating the sum of Fifteen Thousand Two Hundred Fifty (\$15,250.00) Dollars from Bond Fund 127, Public Improvement Notes 1936, and the sum of Two Thousand Seven Hundred Fifty (\$2,750.00) Dollars from Bond Fund 129, General Municipal Improvement Bonds 1936, a total of Eighteen Thousand (\$18,000.00) Dollars, for alterations to the unused portion of the Herron Hill Pumping Station and for furnishing and installing equipment therein for use of the Bureau of Tests, Department of Public Works.

Also

No. 2484. An Ordinance providing for a contract or contracts for alterations to the unused portion of the Herron Hill Pumping Station, and for furnishing and installing equipment therein for use of the Bureau of Tests, Department of Public Works, and providing for the payment of the cost thereof.

Also

No. 2485. An Ordinance authorizing the issuance of warrants in favor of D. Dinardo for \$480.71; Sharpsburg Contracting Co. for \$650.00; Valley Camp Coal Co. for \$900.40; Wilson Auto Springs Co. for \$45.70; Logan-Gregg Hardware Co. for \$5.25; Frick-Reid Supply Co. for \$1.60; Dr. Alfred W. Pfarr for \$291.50; City Blue Print Co. for \$64.14; Fort Pitt Typewriter Co. for \$125.69, and Underwood, Elliott Fisher Co. for \$90.00, in payment for services and supplies furnished and extra work done on contracts for the benefit of the City without previous authority of law.

Also

No. 2486. Resolution authorizing and directing the Director of the

Department of Public Works to grant a leave of absence with pay, from February 1, 1939, to May 1, 1939, to William H. Hagmaier, Designing Draftsman, Bureau of Engineering, on account of illness.

Also

No. 2487. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration in favor of the Entress Brick Company on property on Bedford avenue, for the years 1931 and 1932, and for the first and second quarters of 1933, upon the payment by said company of one-half of the recorded indebtedness, costs, penalties and interest, and authorizing and directing the proper officers of the City to satisfy any liens that may be filed against said property an account of delinquent water rents as aforesaid, upon such payment.

Which were severally read and referred to the Committee on Finance.

Also

No. 2488. An Ordinance widening Western avenue, at the intersection of Beaver avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 2489. An Ordinance authorizing and directing the construction of a public sewer on Fieger street and South 13th Street from the existing sewer on South 12th Street to the existing sewer on South 13th Street north of Fieger street, with a branch sewer on South 12th Street, including, as may be necessary, the excavation of exploratory test holes, providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 2490. Communication from the Sheraden Board of Trade asking favorable consideration of Bill No. 1046, An Ordinance widening Chartiers avenue, in the 20th Ward, at the intersection of Allendale street.

Also

No. 2491. Petition for the improvement of Meirsch street, from Anison way to Holbrook street.

Also

No. 2492. Petition for the construction of a storm sewer on Tumbo street, in the 27th Ward, at or near its intersection with Plough street, as a W.P.A. project.

Also

No. 2493. Petition for the grading of Holbrook street, from Forsythe street to Boston street, 27th Ward.

Which were severally read and referred to the Committee on Public Works.

No. 2494. Petition for the vacation of Reed street, from Elmore street to an unnamed way, approximately 75.0 feet east of Callope street.

Also

No. 2495. An Ordinance vacating Reed street, from Elmore street to an unnamed way, approximately 75.0 feet east of Callope street.

Which were read and referred to the Committee on Public Service and Surveys.

Mr. Garland presented

No. 2496. Resolution authorizing and empowering the Mayor to sign, on behalf of the City of Pittsburgh, the consent petition for the erection of a gasoline service station by Carle T. Kelly on property bounded by Columbus avenue, St. Ives street and Lysle avenue, 21st Ward.

Which was read and referred to the Committee on Public Works.

Also

No. 2497. An Ordinance providing for the letting of a contract for the furnishing and delivery of one Automobile Truck for the Bureau of Water, and providing for the payment thereof.

Also

No. 2498. An Ordinance providing for the letting of a contract for the furnishing and delivery of one Automobile Coupe for the Bureau of Wa-

ter, and providing for the payment thereof.

Also

No. 2499. An Ordinance waiving and modifying certain conditions of an Agreement between the City of Pittsburgh and the Aspinwall-Delafield Company, entered into by virtue of Ordinance No. 769, approved December 1st, 1927, to furnish the residents of a portion of O'Hara Township, adjacent to the Borough of Aspinwall, and the Filtration Plant of the City of Pittsburgh, Allegheny County, with water for domestic purposes through water lines constructed by the Aspinwall-Delafield Company.

Which were severally read and referred to the Committee on Filtration and Water.

Also

No. 2500. Resolution requesting the Superintendent of the Bureau of Building Inspection to issue and the Director of the Department of Public Works to approve a permit to the owners of the W. S. Brown building, located at the corner of Wood street and Oliver avenue, for approved veneering in accordance with Ordinance No. 433, approved November 6, 1937, provided that the face of the veneering be permitted to extend not farther than one and one-half (1½) inches beyond the face of the present walls and not more than three (3) inches beyond the street line.

Which was read and referred to the Committee on Public Safety.

Mr. Wolk presented

No. 2501. Communication from Paul W. Brandt, Esq., asking reimbursement in the amount of \$35.00 to replace window in service station operated by his client, Albert N. Heyl, at 2832-36 East street, which was broken July 10, 1937, by bullet fired by city policeman during an arrest.

Which was read and referred to the Committee on Finance.

Also

No. 2502. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works, for and in behalf of the

City of Pittsburgh, to enter into an agreement with The Pittsburgh and Western Railroad Company and The Baltimore and Ohio Railroad Company, providing for the purchase from the Railroad Companies of certain land lying between Herr's Island bridge and the Thirty-first Street bridge; securing by the City of an overhead easement over the right-of-way of the Railroads; vacating River avenue between said bridges; outlining methods of construction of a viaduct to be erected between said bridges and the cost and maintenance thereof; protecting the right-of-way and property of the Railroads and indemnifying the Railroads from damages connected with the privileges accorded the City, and providing for payment of \$1,340.00 to the Railroads from Construction Account Bond Fund 136-20- Pa. Docket No. 2132.

Also

No. 2503. An Ordinance naming an Unnamed way in the Twelfth ward of the City of Pittsburgh, from the easterly line of the William H. Finley's Plan of Lots to Frankstown avenue, "Sweeney place."

Also

No. 2504. An Ordinance refixing the width and position of the sidewalks and the roadway of Beaver avenue, from Sheffield street to Western avenue.

Also

No. 2505. An Ordinance refixing the width and position of the westerly sidewalk and the roadway of Buena Vista street, from Trueman street to Rolla street.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 2506. Communication from the Soho and Gazzam Home Owners and Tenants Protective League transmitting copy of resolution adopted by that body protesting against the expulsion of residents of the district from their homes in connection with the Federal Housing Authority Project 1-3.

Also

No. 2507. An Ordinance authorizing and directing the Mayor and the Director of the Department of Lands and Buildings to carry out and com-

plete, in conjunction with the Federal Works Progress Administration, the reconstruction, painting and refinishing of office furniture and equipment belonging to and used by the City of Pittsburgh; providing for performance of such work as may not be assumed by the Federal Works Progress Administration, and for the payment of the cost thereof.

Also

No. 2508. An Ordinance authorizing the Mayor and the Director of the Department of Lands and Buildings to enter into and execute a lease with George K. Askin, William J. Askin and Margaret Askin Brown for the entire building known as No. 1135-37 Penn avenue, Second ward, City of Pittsburgh, for City warehouse purposes.

Also

No. 2509. Resolution fixing the amount of bond to be filed by a Deputy Mayor, when and if designated by the Mayor, at \$25,000.00, in accordance with the Act of June 22, 1931, P. L. 665.

Also

No. 2510. Resolution accepting \$1,016.00 as settlement of City's subrogation claim in the amount of \$1,270.00 in the case of Mary Wood vs. the Allegheny and South Side Railway Company at No. 173 July Term, 1937, representing compensation and funeral expenses growing out of death of John Wood, a former employe of the Bureau of Highways and Sewers, who was injured and died as a result of an accident on December 11, 1936, and permitting B. Robert Averbach to retain \$254.00, being 20% of said claim for services in recovering the claim.

Also

No. 2511. Communication from Leo Abernathy, George J. Walters, A. E. Braun, A. W. Robertson, et al, asking the support of Council in behalf of a Metropolitan Charter and Government for the City and County.

Also

No. 2512. Communication from Representative Elmer J. Holland asking permission to use the Council chamber on Friday, March 3, 1939, at 2:00 P. M.

for a meeting of protestants against increased real estate taxes to discuss legislative bills taxing real estate of public utilities and a special franchise tax for utilities, etc.

Also

No. 2513. Communication from Mrs. L. J. Dudt, in behalf of Carrick Community Council, South Hills Civic Club, Hill Top Mothers Club, et al, relative to their request for a Girl Scout Lodge in Phillips Park.

Also

No. 2514. Communication from the Director of the Department of Public Works advising of extra work required in the amount of \$165.00 on Contract No. 2, 50" Rising Main from Brilliant Pumping Station to Highland Park, PWA Docket No. Pa. 1968-F.

Also

No. 2515. Communication from the Director of the Department of Public Works advising of extra work in the amount of \$600.00 required on Contract No. 1, Bath and Field House at Magee Playground, Project Pa. 1633-F.

Also

No. 2516. Communication from the Director of the Department of Public Works advising of extra work in the amount of \$1,000.00 required on Contract No. 6. Bath and Field House at Cowley-Goettman Playground, Project Pa. 1633-F.

Also

No. 2517. Communication from F. E. McGillick relative to the razing of homes on Gazzam Hill for the Housing Project.

Also

No. 2518. Communication from the Holy Ghost Greek Catholic Church, 1437 Superior avenue, asking exoneration of penalty and interest on water rent for 1928 and 1929, on account of water meter leak.

Also

No. 2519. Communication from the International Brotherhood of Electrical Workers, Local Union No. 5, asking that the position of instrument repairman be changed to "electrician," and that of the fire and police box in-

spectors be changed to "linemen," in the Bureau of Electricity, Department of Public Safety.

Also

No. 2520. Communication from Robt. G. Woodside, General Chairman, Grand Army of the Republic, asking for an appropriation of \$5,000.00 to help defray the expenses of the National Encampment of said organization to be held in Pittsburgh from August 27 to September 1, 1939.

Which were severally read and referred to the Committee on Finance.

Also

No. 2521. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-O-E15, by changing from an "A" Residence to a Light Industrial District, all that certain property fronting on the southerly side of Colwell street extending 60 feet eastwardly from a point 120.14 feet eastwardly from Vine street and bounded in the rear by Our way.

Which was read and referred to the Committee on Public Works.

UNFINISHED BUSINESS

Bill No. 2328. An Ordinance entitled, "An Ordinance authorizing the City Controller to continue to employ a Technician, one who has a special or expert knowledge of collateral securities, values, credits and of the duties and requirements in receivership proceedings, for a period not to exceed six months, commencing February 12, 1939, at a salary not to exceed Four Hundred (\$400.00) Dollars per month."

In Council, February 20, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Mr. Wolk moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2347. An Ordinance entitled, "An Ordinance appropriating and setting aside the further sum of Seven Hundred Ninety-four Thousand (\$794,000.00) Dollars for constructing and equipping a Municipal Incinerator Plant on City-owned property at 29th Street and the Allegheny River, from the proceeds derived from the sale of Incinerator Bonds, 1934, Bond Fund 119."

In Council, February 20, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Mr. Wolk moved

A suspension of the rule to allow the third reading and final passage of the bill.

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Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2348. An Ordinance entitled, "An Ordinance providing for a contract or contracts for constructing and equipping a Municipal Incinerator Plant on City-owned property at 29th

Street and the Allegheny River, including necessary driveways, walks and landscaping therefor, but excluding piling and excavation in connection therewith, and providing for the payment of the cost thereof."

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Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

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Bill No. 2399. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works, for and on behalf of the City of Pittsburgh, to enter into an agreement with the Commonwealth of Pennsylvania, acting through the Secretary of Highways, relating to the widening, relocation and reconstruction of Bigelow boulevard, State Highway Route 228, Section 8, between Station 50 + 25, approximately 525 feet northeast of the intersection of Washington place and Station 159 + 60, approximately 100 feet west of the intersection of Ridgway street, and providing for the payment of the City's share of the costs thereof."

In Council, February 20, 1939, bill read a first time.

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No. 2521. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-O-E15, by changing from an "A" Residence to a Light Industrial District, all that certain property fronting on the southerly side of Colwell street extending 60 feet eastwardly from a point 120.14 feet eastwardly from Vine street and bounded in the rear by Our way.

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UNFINISHED BUSINESS

Bill No. 2328. An Ordinance entitled, "An Ordinance authorizing the City Controller to continue to employ a Technician, one who has a special or expert knowledge of collateral securities, values, credits and of the duties and requirements in receivership proceedings, for a period not to exceed six months, commencing February 12, 1939, at a salary not to exceed Four Hundred (\$400.00) Dollars per month."

In Council, February 20, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Mr. Wolk moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

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And a majority of the votes of Council being in the affirmative, the bill passed finally.

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In Council, February 20, 1939, bill read a first time.

And the bill was read a second time and agreed to.

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Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2401. An Ordinance entitled, "An Ordinance providing for a contract or contracts for alterations to the 17th Street Incline; for demolition of structures and other incidental work not provided for in the Agreement to be entered into between the City and the State Highway Department relative to the widening, relocation and reconstruction of Bigelow boulevard between points about 525 feet northeast of the intersection of Washington place and 100 feet west of Ridgway street, and providing for the payment of the costs thereof."

In Council, February 20, 1939, bill read a first time.

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And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2411. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of Two Hundred Ninety-eight Thousand Five Hundred Thirty (\$298,530.00) Dollars from proceeds derived from grant of the Government of the United States, Docket No. 2218-F, for the purpose of paying for constructing, equipping, establishing and furnishing of a Municipal Hospital and auxiliary buildings."

In Council, February 20, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Mr. Wolk moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2412. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of Twelve Thousand (\$12,000.00) Dollars from Code

Account No. 135, Docket No. 2218-F, Municipal Hospital, for the purpose of paying salaries of employes authorized by Ordinance No. 11, approved January 19, 1939, and for other necessary expenses."

In Council, February 20, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Mr. Wolk moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2413. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of Ten Thousand (\$10,000.00) Dollars from Code Account No. 137, Docket No. 2154-F, Leech Farm, for the purpose of paying salaries of employes authorized by Ordinance No. 11, approved January 19, 1939, and for other necessary expenses."

In Council, February 20, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Mr. Wolk moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2423. An Ordinance entitled, "An Ordinance repealing an Ordinance entitled, 'An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of eleven (11) auto trucks, three (3) automobiles, one (1) seven-passenger station wagon, seven (7) auto truck tractors, seven (7) semi-trailer units, and two (2) graders for the several departments of the City, and providing for the payment thereof,' approved March 14, 1937, and the amendment thereto, approved November 13, 1937."

In Council, February 20, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Mr. Wolk moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2400. An Ordinance entitled, "An Ordinance providing for a contract for a term of ten months for furnishing and maintaining electric lights in the City of Pittsburgh on its streets, boulevards, alleys, by-ways and parks and any other public thoroughfares or places within the corporate limits of said City, and providing for the payment of the costs thereof, and repealing Ordinance No. 609, approved December 31, 1938."

In Council, February 20, 1939, bill read, and Committee amendments agreed to.

And the bill was read a second time and agreed to.

Mr. Wolk moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 747. An Ordinance entitled, "An Ordinance accepting the dedication of certain property in the Thirteenth Ward of the City of Pittsburgh, for public use for highway purposes, for the opening of Montier street."

In Council, February 20, 1939, bill read a first time.

And the bill as read a second time and agreed to.

Mr. Wolk moved

A suspension of the rule to al-

low the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1965. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—O—E15, by including within the Commercial and Third Area District, all that certain property, now classified 'B' Residence and Second Area District, bounded by Spring street; Clover street; Jonquil way and the line of the present Commercial and Third Area District east of Rothman street."

In Council, February 20, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Mr. Wolk moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2308. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—O—E30, by including within the 'C' Residence District, all that certain property now classified 'B' Residence District, bounded by Hutchinson street; the line dividing the City of Pittsburgh and Borough of Swissvale; Frick Park; Sanders street and Richmond street."

In Council, February 20, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Mr. Wolk moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2371. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to enter into an agreement with the County of Allegheny, through its Board of County Commissioners, for the purpose of the taking over and maintenance by the City of the new highway extending from the intersection of Hazelwood avenue and Beechwood boulevard to the north approach of the Pitts-

burgh-Homestead High-Level Bridge and part of the approach to the Old Brown's Bridge from a point on the easterly side of the newly constructed Brown's Hill Road to the face of the north abutment of Old Brown's Bridge, and providing for the cost of removal of slips or slides that may occur on the latter road."

In Council, February 20, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Mr. Wolk moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2414. An Ordinance entitled, "An Ordinance providing for a contract or contracts for furnishing and installing low pressure safety valves on steam boilers in Schenley Conservatory and West Park Conservatory, and for the payment of the cost thereof."

In Council, February 20, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Mr. Wolk moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2387. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of one Hi-Pressure Jenny and one Auto Truck for the Bureau of Traffic Planning, and providing for the payment thereof."

In Council, February 20, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Mr. Wolk moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2405. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of one Portable Air Compressor for the Bureau of Water, and providing for the payment thereof."

In Council, February 20, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Mr. Wolk moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2389. An Ordinance entitled, "An Ordinance vacating Addison street, from Reed street to Ruch street; Devilliers street, from Reed street to Jumonville street; Ellicott street, from Jumonville street to Wyandotte street; Jumonville street, from Devilliers street to Cuba way; Kirkpatrick street, from Reed street to Wyandotte street, and Unnamed way south of Lot No. 65, from Jumonville street westwardly to another Unnamed way, all as laid out in the Yost Ruch's Plan of Lots."

In Council, February 20, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Mr. Wolk moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2391. An Ordinance entitled, "An Ordinance vacating Addison street, from Reed street to Ruch street; Ashmead street (formerly Ashland street) from Kirkpatrick street to westerly terminus of said Ashmead street; Benevola way, from Corwin street to Wyandotte street; Bentley street (formerly Barr street) from Ruch street to westerly terminus of said Bentley street; Corwin street, from Kirkpatrick street to westerly terminus of said Corwin street; Devilliers street, from Reed street to Jumonville street; Ellicott street, from Jumonville street to Ruch street; Gravity street (formerly Grove street) from Corwin street to Ellicott street; Jumonville street, from Devilliers street to Cuba way; Kirkpatrick street, from Reed street to Wyandotte street; Ruch street, from Reed street to Wyandotte street; Unnamed street, located approximately 790 feet south of Reed street, from Devilliers street to the easterly terminus of said Unnamed street; Unnamed way, located approximately 100 feet south of Reed street, from Devilliers street westwardly to another Unnamed way; Unnamed way, located approximately 400 feet south of Reed street, from Devilliers street westwardly to another Unnamed way; Unnamed way, located approximately 850 feet south of Reed street, from Jumonville street westwardly to another Unnamed way; all as laid out in Booth and Flinn's Subdivision of Yost Ruch's Plan of Lots."

In Council, February 20, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Mr. Wolk moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2393. An Ordinance entitled, "An Ordinance vacating Addison street, from Reed street to Ruch street; Ashmead street (formerly Ashland street) from Kirkpatrick street to westerly terminus of said Ashmead street; Benevola way, from Corwin street to Wyandotte street; Bentley street (formerly Barr street) from Ruch street to westerly terminus of said Bentley street; Corwin street, from Kirkpatrick street to westerly terminus of said Corwin street; Devilliers street, from Reed street to Jumonville street; Ellicott street, from Jumonville street to Ruch street; Gravity street (formerly Grove street) from Corwin street to Ellicott street; Jumonville street, from Devilliers street to Cuba way; Kirkpatrick street, from Reed street to Wyandotte street; Ruch street, from Reed street to Wyandotte street; Unnamed street, located approximately 790 feet south of Reed street, from Devilliers street to the easterly terminus of said Unnamed street; Unnamed way, located approximately 100 feet south of Reed street, from Devilliers street westwardly to another Unnamed way; Unnamed way, located approximately 400 feet south of Reed street, from Devilliers street westwardly to another Unnamed way; Unnamed way, located approximately 850 feet south of Reed street, from Jumonville street westwardly to another Unnamed way; all as laid out in Booth and Flinn's Subdivision of Yost Ruch's Plan of Lots."

way, located approximately 850 feet south of Reed street, from Jumonville street westwardly to another Unnamed way; all as laid out in Booth and Flinn's Subdivision of Yost Ruch's Plan of Lots, as recorded in the Recorder's Office of Allegheny County, in Plan Book, Volume 17, pages 114 and 115."

In Council, February 20, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Mr. Wolk moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2395. An Ordinance entitled, "An Ordinance vacating Falcon way, from Addison street to Elmore street."

In Council, February 20, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Mr. Wolk moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2397. An Ordinance entitled, "An Ordinance vacating Addison street, from Reed street to an Unnamed way approximately 160 feet north of Reed street."

In Council, February 20, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Mr. Wolk moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2403. An Ordinance entitled, "An Ordinance authorizing payment from the 1939 Appropriation Account certain balances due on 1938 yearly Repair Contracts, in the total sum of \$3,532.41, for the reason that the 1938 Appropriation Account for same became exhausted."

In Council, February 20, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Mr. Wolk moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes. 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2410. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants to the Diamond Optician amounting to \$121.35, and the Gilliland Laboratories, Inc., amounting to \$195.00, in payment for goods received without previous authority of law."

In Council, February 20, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Mr. Wolk moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes. 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2416. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of George E. Scaff in the sum of \$108.00 for insurance covering automobile used by City Council, for the period from January 1st to December 31st, 1939."

In Council, February 20, 1939, bill read a first time.

And the bill was read a second time and agreed to.

Mr. Wolk moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes. 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2385. An Ordinance entitled, "An Ordinance amending a portion of Section 35, Department of Public Safety, of Ordinance No. 618, which became a law January 9, 1939, entitled, 'An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof.'"

In Council, February 20, 1939, bill read a first time.

And the bill was read a second time.

Mr. Wolk moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Gallagher

McArdle

Wolk

O'Toole, (Pres't)

Noes:—Mr. Garland.

Ayes 5. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2415. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works of the City of Pittsburgh to make, execute and deliver, in the name of and for the City of Pittsburgh, a contract with Citizens Traction Company, Allegheny Traction Company, Fort Pitt Traction Company, Consolidated Traction Company and W. D. George, Thomas M. Benner and Thomas Fitzgerald, Trustees, Pittsburgh Railways Company, Debtor under Section 77B, of the Bankruptcy Act, as parties of the first part, and the City of Pittsburgh, as party of the second part, providing for the temporary abandonment of the northbound street railway track on Wood street, from its point of connection with the eastbound track on Liberty avenue, at or near the intersection of Liberty avenue and Wood street, southwardly along Wood street to a point at or near the north property line of Diamond street and beginning again at or near the south property line of Third avenue, southwardly along wood street to a point at or near the north property line of Water street, in the City of Pittsburgh, in connection with the proposed repaving of Wood street by the City of Pittsburgh and the County of Allegheny."

In Council, February 20, 1939, bill read a first time.

And the bill was read a second time.

Mr. Evans presented

No. 2522.

February 25, 1939.

The Honorable, The Council
of the City of Pittsburgh.

Gentlemen:

In connection with Bill No. 2415, being a proposed ordinance for the abandonment of the north-bound street railway track on Wood street, please be advised as follows:

Counsel for the Trustees of the Pittsburgh Railways Company has informed me that The Central Traction Company and The Duquesne Traction Company have indicated that they might have an interest in and an objection to such abandonment, and, in order to give him time to have the matter adjusted, he requests that the bill be laid on the table.

Very truly yours,

JOSEPH LANGFITT, JR.,

Special Asst. City Solicitor.

Which was read, received and filed.

Mr. McArdle moved

That the bill be laid on the table.

Which motion prevailed.

Also

Bill No. 1927. Resolution authorizing and directing the Department of Assessors to exonerate the City taxes for the year 1939 assessed against land in the 32nd Ward fronting on Whited street and Milan avenue, owned by John Marloff, consisting of seven acres, having been used for some years as a playground and now being so used and occupied by the City.

In Council, February 20, 1939, read a first time.

And the resolution was read a second time.

Mr. Wolk moved

A suspension of the rule to allow the third reading and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a third time.

and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

REPORTS OF COMMITTEES

Mr. Evans (for Mr. Demmler) presented

No. 2523. Report of the Committee on Finance for February 21, 1939, transmitting two ordinances and two resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2402. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Chairman of the Board of Water Assessors to carry out and complete, in conjunction with the Federal Works Progress Administration, the canvassing and checking all water outlets and fixtures on the house side of the meter, providing for the performance of such work as may not be assumed by the Federal Works Progress Administration, and for the payment of the cost thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2451. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Lord and Burnham Company in the sum of \$8,225.32, in payment of materials furnished for the benefit of the City without previous authority of law."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes: 6. Noes: none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2436. Resolution approving the action of the Director of the Department of Public Works in granting leave of absence with pay to Joseph C. Dawson, Public Works Inspector, Bureau of Engineering, from January 17, 1939, to March 1, 1939, on account of illness.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and

third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans

McArdle

Gallagher

Wolk

Garland

O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2442. Resolution authorizing and directing the City Controller to transfer the sum of \$700.00 from Code Account No. 1080-M, Preparing and Prosecuting Litigation against Public Service Companies, to Code Account No. 1080-1, Service and Equipment Survey, Railway System, Department of Law.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans

McArdle

Gallagher

Wolk

Garland

O'Toole, (Pres't)

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

Bill No. 2455.

DEPARTMENT OF ASSESSORS
CITY OF PITTSBURGH

February 10, 1939.

To City Council,
City-County Building,
Pittsburgh, Pa.

Gentlemen:

In accordance with an Act providing for the classification of real estate for the purpose of taxation, and for the appointment of Assessors in cities of the second class, approved July 9, 1897, we herewith return to you the aggregate amount of the assessed valuation of land and buildings, in accordance with an ordinance entitled, "An Ordinance making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year beginning January 1, 1939."

— 1939 —

Respectfully submitted,

P. R. Williams.

Theron B. Hamilton	Donnell D. Reed
Lawrence J. Koch	William K. Beltz
Joseph V. Kocurkovic	Warren Brady
James Lovuola	Paul Drosnes
John J. O'Keefe	Wm. Fromm

Ward	Land Valuation	Building Valuation	Total Valuation	Land Tax	Building Tax	School Tax	Total
First -----	\$ 59,787,450	\$ 29,282,100	\$ 89,069,550	\$ 1,231,621.32	\$ 301,605.71	\$ 1,091,103.77	\$ 2,624,330.80
Second -----	158,310,620	78,210,500	236,521,120	3,261,198.87	805,568.22	2,897,385.02	6,964,152.11
Third -----	7,627,650	7,316,450	14,944,100	157,129.58	75,360.38	183,068.15	415,558.11
Fourth -----	21,590,820	31,821,750	53,412,570	444,771.40	327,764.55	654,308.61	1,426,844.56
Fifth -----	6,851,540	13,085,000	19,936,540	141,142.37	134,776.59	244,228.71	520,147.67
Sixth -----	14,037,490	7,434,950	21,472,440	289,172.49	76,581.51	263,040.30	628,794.30
Seventh -----	18,731,530	22,701,550	41,433,080	385,869.80	233,827.00	507,558.49	1,127,255.29
Eighth -----	19,379,840	20,265,200	39,645,040	399,225.10	208,732.64	485,656.49	1,093,614.23

Ward	Land Valuation	Building Valuation	Total Valuation	Land Tax	Building Tax	School Tax	Total
Ninth -----	6,621,590	6,618,250	13,239,840	136,404.84	68,169.40	162,191.45	366,765.69
Tenth -----	9,814,130	12,292,120	22,106,250	202,171.55	126,609.25	270,809.51	599,590.31
Eleventh -----	24,925,270	25,247,900	50,173,170	513,460.88	260,054.18	614,627.29	1,388,142.35
Twelfth -----	12,577,040	14,264,080	26,841,120	259,088.21	146,921.65	328,809.61	734,819.47
Thirteenth -----	9,918,400	16,181,500	26,099,900	204,320.45	166,669.81	319,730.18	690,720.44
Fourteenth -----	39,387,100	73,706,700	113,093,800	811,376.10	759,181.35	1,385,410.03	2,955,967.48
Fifteenth -----	12,810,730	18,809,450	31,620,180	263,902.73	193,738.65	387,354.54	844,995.92
Sixteenth -----	9,279,120	7,024,810	16,303,930	191,149.64	72,356.96	199,729.60	463,236.20
Seventeenth -----	11,944,450	6,650,080	18,594,530	246,056.15	68,496.86	227,788.11	542,341.12
Eighteenth -----	5,018,030	7,579,810	12,597,840	103,373.03	78,073.24	154,329.58	335,775.85
Nineteenth -----	20,023,040	29,074,900	49,097,940	412,476.58	299,473.29	601,464.04	1,313,413.91
Twentieth -----	7,121,010	10,096,000	17,217,010	145,694.49	103,990.15	210,916.52	461,601.16
Twenty-first -----	8,648,440	12,213,890	20,862,330	178,157.92	125,803.83	255,567.60	559,529.35
Twenty-second -----	21,638,040	14,133,900	35,771,940	445,743.74	145,579.88	438,209.28	1,029,532.90
Twenty-third -----	6,658,890	9,899,900	16,558,790	137,173.34	101,969.17	202,848.21	441,990.72
Twenty-fourth -----	3,645,030	5,830,250	9,475,280	75,088.24	60,052.44	116,075.67	251,216.55
Twenty-fifth -----	3,247,890	5,428,950	8,676,840	66,906.94	55,919.35	106,295.69	229,121.98
Twenty-sixth -----	5,911,460	15,151,950	21,063,410	121,777.24	156,066.98	258,034.76	535,878.98
Twenty-seventh -----	9,080,190	18,639,680	27,719,870	187,052.66	191,990.25	339,575.43	718,618.34
Twenty-eighth -----	3,960,730	5,150,250	9,110,980	81,591.71	53,048.72	111,615.42	246,255.85
Twenty-ninth -----	5,987,740	11,689,250	17,676,990	123,348.43	120,400.58	216,548.59	460,297.60
Thirtieth -----	1,956,810	5,080,130	7,036,940	40,311.22	52,325.93	86,204.92	178,842.07
Thirty-first -----	1,735,400	2,230,370	3,965,770	35,749.69	22,973.20	48,583.37	107,306.26
Thirty-second -----	3,011,950	4,420,550	7,432,500	62,046.59	45,532.41	91,051.38	198,630.38
TOTAL -----	\$551,239,420	\$547,532,170	\$1,098,771,590	\$11,355,553.30	\$5,639,614.13	\$13,460,120.32	\$30,455,287.75
1939 Tax Rates: Land ----- 20.6 Mills				Total City Tax Levy ----- \$16,995,167.43			
Buildings ----- 10.3 Mills							
School ----- 12.25 Mills							

In Finance Committee, February 21, 1939, returned to Council to become part of the record.

Which was read, received and filed, and ordered printed in full in the record.

Mr. Wolk presented

No. 2524. Report of the Committee on Public Service and Surveys for February 21, 1939, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2447. An Ordinance entitled, "An Ordinance re-establishing the grade of Arbor drive, from the northerly terminus thereof at the northerly line of the Greentree Heights Plan of Lots, to the southerly terminus thereof at Orchard drive."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2448. An Ordinance entitled, "An Ordinance establishing the opening grades on Grovemount road and Winchester drive, as laid out and proposed to be dedicated as legally opened highways, by A. N. Crouch, Inc.,

in its plan of lots called Greentree Heights Plan of Lots, in the Twentieth Ward of the City of Pittsburgh."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2456. An Ordinance entitled, "An Ordinance granting unto the West Liberty Street Railway Company, its successors, lessees and assigns, the right to enter upon, use and occupy a ramp, over its structure and right-of-way in connection with the construction by the Board of County Commissioners of Allegheny County, of a traffic grade separation at the intersection of West Liberty avenue (State Highway Route 806) with Saw Mill Run boulevard (State Highway Route 247) in the City of Pittsburgh."

Which was read.

Mr. Wolk also presented

No. 2525.

CITY OF PITTSBURGH

Department of Public Works

February 27, 1939.

Subject: Bill No. 2456.

West Liberty Avenue By-Pass

Committee on Public Service
and Surveys.

Council, City of Pittsburgh

Gentlemen:

The following is submitted in compliance with request of your Committee for an opinion from the Department of Public Works as to whether Bill No. 2456 is in proper form and for a proper purpose, said Bill being an ordinance granting unto West Liberty Railway Company the right to enter upon, use and occupy a ramp, etc., in connection with the construction of traffic grade separation, known as the "West Liberty Avenue By-Pass."

As a matter of convenience the original and copy of opinion, furnished by the Law Department on said Bill as to the legal aspects, is attached.

The following is the report of the Department of Public Works as to the physical aspects:

The points cited are considered pertinent, notwithstanding a general discussion, on the form of the attached Bill, held between engineering and legal representatives of the County and of the City. The opportunity afforded to give further consideration to this matter has developed good and sufficient reasons for modifying the terms and provisions in the draft of the Bill now before your Committee. Accordingly, it is recommended that the Bill be amended as follows:

SECTION 2. The portion reading as follows—

"and to erect, maintain and use on the aforesaid ramp, overhead structure and connecting right-of-way such posts, poles and other supports as said company may deem convenient for the support and maintenance of an overhead system"

shall be changed to read—

"and as a condition to the exercise of such right, to construct and erect, in conformity with plans approved by the Director of the Department of Public Works, and maintain and use on the aforesaid ramp, overhead structure and connecting right-of-way, such type of track construction, and including pavement surfacing of any portion thereof, lights, posts, poles and other supports, deemed by the said Director as necessary to safeguard the public, for the proper support and maintenance of an overhead system."

SECTION 3. The portion reading as follows—

"shall forever after maintain the structure and approaches, including the stairway connecting therewith, from the surface of Dawn avenue so that at no time shall it be a hazard to the highway directly underneath the same"

shall be changed to read—

"shall forever after maintain the structure and approaches, including the stairway connecting therewith, from the surface of Dawn avenue, in a manner satisfactory to the Director of the Department of Public Works, so that at no time shall they be a hazard to the public streets underneath and adjoining said structure, approaches and stairway, or to the utilization of such streets"

The portion reading as follows—

"and approaches"

shall be changed to read—

" , approaches and all the foregoing facilities required to be constructed, erected and installed by said West Liberty Street Railway Company."

Very truly yours,

F. M. ROESSING,

Director.

Which was read, received and filed.

Also

No. 2526.

CITY OF PITTSBURGH

PENNSYLVANIA

February 24, 1939.

The Honorable, The Council
of the City of Pittsburgh.

Gentlemen:

Replying to yours of February 21st, in which you request an opinion from this Department as to whether Bill No. 2456 is in proper form and for a proper purpose, you are advised as follows:

Bill No. 2456 is an ordinance granting to West Liberty Street Railway Company the right to enter upon, use and occupy a ramp, overhead structure and right-of-way in connection with the construction by the County of a traffic grade separation at the intersection of West Liberty avenue and Saw Mill Run boulevard, and permission so to do was

given to the County by Ordinance No. 521, approved November 15, 1938.

The County secured approval of the Pennsylvania Public Utility Commission for the proposed plan at Application Docket No. 55830, and in its order of approval the Commission, inter alia, ordered that a filled ramp and overhead bridge on West Liberty avenue, this City, starting at a point about 800 feet south of Dawn avenue, to provide facilities for the relocation of the surface tracks and overhead structures of Pittsburgh Railways Company and the widening of West Liberty avenue between Dawn avenue and Crimson avenue, be constructed in accordance with the general plan submitted at the hearing held on November 28, 1938, as Applicant's Exhibit No. 2, which plan was approved by the Commission December 7, 1938.

In said order, the Commission failed to include the West Liberty Street Railway Company, the owner of the present franchise, and it will undoubtedly be necessary to have its order amended to include that Company.

To complete the construction as outlined by the County, it will be necessary to move a comparatively small section of the route of the West Liberty Street Railway Company and relocate it on a new right-of-way, part of which will be a ramp and part a bridge structure; and, for that purpose, the ordinance requested is essential to the completion of the entire project.

The proposed ordinance does not enlarge the privileges of either the West Liberty Street Railway Company or the Pittsburgh Railways Company, the operating company; and, for the distance covered by the new franchise, will bring about the removal of the cars and tracks from City highways to a private right-of-way.

The County, by the above mentioned consent ordinance, and the West Liberty Street Railway Company through the proposed ordinance, are bound to complete the bridge structure and approaches thereto in a manner satisfactory to the Director of the Department of Public Works of the City, and in

substantial conformity with general plans of the improvement as approved by the proper officers of the City.

It is therefore the opinion of this Department that the ordinance in question is in proper form, and that the purpose therein set forth is proper in order to comply with the general plan for the improvement.

Very truly yours,

WM. ALVAH STEWART,

City Solicitor.

Submitted by:

JOSEPH A. LANGFITT, JR.

Special Asst. City Solicitor.

Which was read, received and filed.

Mr. Garland moved

That Bill No. 2456 be recommended to the Committee on Public Service and Surveys.

Which motion prevailed.

Mr. Wolk (for Mr. Weir) presented

No. 2527. Report of the Committee on Parks and Libraries for February 21, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2446. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the rebinding of books and the binding of magazines for the Carnegie Free Library of Allegheny, and providing for the payment thereof."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Evans (for Mr. Anderson) presented

No. 2528. Report of the Committee on Public Safety for February 21, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2434. An Ordinance entitled, "An Ordinance supplementing Section 2 and 3 of Ordinance No. 335, entitled, 'An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh, and providing penalties for the violation thereof,' approved October 3, 1922, as amended and supplemented, by adding certain streets or portions of streets to certain designated paragraphs thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Gallagher presented
No. 2529.

WHEREAS, The South Pittsburgh Water Company is now seeking to merge The St. Clair Water Company, wholly situate in the City of Pittsburgh and the Chartiers Valley Water Company, largely in the City, and supplies itself water to the City of Pittsburgh; and,

WHEREAS, The City pays to the South Pittsburgh Water Company about a half million dollars per annum for water service; and,

WHEREAS, The City has filed a complaint against the rates of the South Pittsburgh Water Company as an intervening petitioner to the rate complaint brought by the Pennsylvania Public Utility Commission on its own motion and these matters are now under investigation by the City; and,

WHEREAS, The proposed consolidation of the said companies will permit the South Pittsburgh Water Company to refinance its outstanding bonds at a saving of about \$125,000 a year, which can be passed wholly along to its consumers, including the City of Pittsburgh; Now, Therefore, be it

RESOLVED, That the City Solicitor be instructed to inform the Commission that the City wishes the hearings in said applications for a Certificate of Public Convenience, scheduled for Friday, March 3, 1939, to be postponed until the City can inquire into the above matters asking approval of the above mergers of the South Pittsburgh Water Company, since they affect large payments by the City to said South Pittsburgh Water Company.

Which was read.

Mr. Gallagher moved
The adoption of the resolution.
Which motion prevailed.
The Chair presented
No. 2530.

Pittsburgh, Pa., February 27, 1939.
President and Members
The City Council
Pittsburgh, Pennsylvania.

Gentlemen:

I submit to your honorable body for confirmation, the name of Mr. F. T. Halloran, 255 45th street, Pittsburgh, Pennsylvania, whom I have appointed Police Magistrate of the City of Pittsburgh, to replace Thomas M. Geary, removed.

Very truly yours,
CORNELIUS D. SCULLY,
Mayor.

Which was read, received and filed.

Also

No. 2531. RESOLVED, That the appointment by the Mayor of F. T. Halloran as Police Magistrate be and the same is hereby approved and confirmed.

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Upon which motion the ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Mr. McArdle arose and said:

Mr. President, While we are waiting for the Mayor, I want to offer a motion.

At a meeting of the Committee on Hearings, the Committee asked the Department of Public Works to hurry along a survey necessary for the development of a plan of lots in the Twelfth Ward, constituting what is known as the Hartman property. Mr. Chalfant was invited up and heard the discussion, and up to date nothing has been done on it, I am informed, and little prospects of anything being done.

I want to offer the motion,

That the matter again be referred to the Department of Public Works with a request that prompt action be taken upon it.

Which motion prevailed.

Mr. Wolk moved

That the Minutes of Council of Monday, February 20, 1939, be approved.

Which motion prevailed.

And there being no further business before the meeting, the Chair declared.

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Monday, March 6, 1939

No. 11

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr. President

EDW. W. LINDSAY City Clerk

JAS. W. PATTERSON .. Ass't City Clerk

Council met.

Present:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Absent:—Messrs.

Anderson	Demmler
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PRESENTATIONS

Mr. Evans (for Mr. Anderson) presented

No. 2532. Report from the Bureau of Police of damage to fire plug at Seventeenth street and Penn avenue, which was struck by a truck driven by Vito Barone of 521 Larimer avenue, on March 2, 1939.

Which was read and referred to the Committee on Finance.

Mr. Evans presented

No. 2533. An Ordinance amending and supplementing Ordinance No. 28, approved January 21, 1939, entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works, for and on behalf of the City of Pittsburgh, to

enter into an agreement with the Wichert Continuous Bridge Corporation to permit the use, by the City, of the Wichert Patents in the design and construction of the Wilmot Street bridge, and reciting the terms thereof."

Also

No. 2534. An Ordinance providing for contracts for plumbing work at shelter house buildings in River-view, McBride, West and Highland Parks, and for the payment of the cost thereof.

Also

No. 2535. An Ordinance providing for a contract or contracts to be carried out as a Federal Emergency Administration of Public Works project for the grading, regrading, paving, repaving, curbing, recurbing, widening and otherwise improving of Chartiers avenue, from Bucyrus street to Corliss street, including construction of sub-surface drains on the properties of Agnes Roth, M. A. Coulson and Stanislaus A. Godlewski, as shown on Plan, Accession No. C-1743, on file in the Bureau of Engineering, and providing for the payment of the cost thereof from funds otherwise appropriated therefor; also providing for the adjudication of damages occasioned by the construction of said sub-surface drains and for payment of the cost and expense thereof.

Also

No. 2536. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to improve Highland Park, Schenley Park and the public park opposite and south of the Buhl Planetarium, commonly known as "Ober Park," all in conjunction with the Federal Works Progress Administration, providing for the performance of such work as may not be assumed by the

Federal Works Progress Administration, and for the payment of the City's share of the cost thereof.

Also

No. 2537. An Ordinance appropriating sums totaling Six Thousand (\$6,000.00) Dollars from Public Improvement Notes 1939, Bond Fund 139, for the City's share of the cost of certain improvements to Highland Park and Schenley Park and to the public park opposite and south of Buhl Planetarium, commonly known as "Ober Park," all to be carried out by the Department of Public Works in conjunction with the Federal Works Progress Administration.

Also

No. 2538. An Ordinance amending Ordinance No. 74, approved February 21, 1939, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$386,000.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States."

Also

No. 2539. An Ordinance amending Section 1 of Ordinance No. 75, approved February 21, 1939, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor."

Also

No. 2540. An Ordinance amending Section 1 of Ordinance No. 388, approved August 22, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City of Pittsburgh, in the Department of Pub-

lic Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor," as amended and supplemented.

Also

No. 2541. An Ordinance appropriating and setting aside the sum of Sixty Thousand (\$60,000.00) Dollars, including engineering and other necessary expenses, for the construction of inner lining and the repaving of the old trunk sewer in the Spring Garden Avenue Drainage Basin, from a point near Peralto street to a point about one hundred fifteen (115') feet north of Borough street, from Bond Fund

Also

No. 2542. An Ordinance providing for a contract or contracts for the construction of innerlining and the repaving of the old trunk sewer in the Spring Garden Avenue Drainage Basin, from a point near Peralto street to a point about one hundred fifteen (115') feet north of Borough street, and for the payment of the cost thereof.

Also

No. 2543. An Ordinance appropriating and setting aside the sum of \$765.00, in Code Account No. 1147, Salaries, Regular Employees, for the payment of Wages, Regular Employees, Carnegie Free Library of Allegheny, to be designated Code Account No. 1147-1.

Also

No. 2544. An Ordinance appropriating and setting aside the sum of Seven Hundred Fifty (\$750.00) Dollars in Code Account No. 1151, for the purchase of materials, Carnegie Free Library of Allegheny, to be designated Code Account No. 1151-D.

Also

No. 2545. Resolution authorizing and directing the City Controller to transfer the sum of \$750.00 from Code Account 42-2, Contingent Fund, Budget Adjustments, to Code Account 1151, Materials, Carnegie Free Library of Allegheny.

Also

No. 2546. Resolution authorizing and directing the City Controller to transfer the sum of \$11,600.00 from Code Account No. 1624, Wages, Temporary Employees, Oct. to Dec., to Code Account No. 1621, Wages, Temporary Employees.

Jan. to March, within the Bureau of Highways and Sewers, D. P. W.

Also

No. 2547. Communication from the Director of the Department of Public Works advising of extra work in the amount of \$415.23 required on Contract No. 1, Remodeling Highland Park Zoo, Project Pa. 1649-F.

Also

No. 2548. Communication from the Director of the Department of Public Works advising of extra work in the amount of \$1,000.00 required on Contract No. 4, Filter Houses at Kennard and Lang Swimming Pools, Project Pa. 2208-F.

Also

No. 2549. Communication from the Director of the Department of Public Works advising of extra work in the amount of \$162.09 required on Contract No. 1, Grading and Sewer at West Penn Playground, Project Pa. 1987-F.

Also

No. 2550. Communication from the Director of the Department of Public Works advising of extra work in the amount of \$323.00 required on Contract No. 1, Kline, Arlington and Paulson Filter Houses, Docket Pa. 2208-F.

Which were severally read and referred to the Committee on Finance.

Also

No. 2551. An Ordinance amending Ordinance No. 80, approved February 21, 1939, entitled, "An Ordinance fixing the location of a portion of the relief sewer in the Columbus Avenue Drainage Basin that is to be constructed partly on public property and partly on private property, otherwise authorized by Ordinance of Council, extending from a point on Brightbridge street about sixty (60') feet southwest of Charles street, thence southwestwardly and westwardly to the trunk sewer on Adams street, west of private property of the Pennsylvania Railroad Company, and providing therefor an easement on properties owned by Ernest G. Roessler, Christian Mueller, Unlondale Cemetery, Bertha H. Miller, Krist Uhl, Slova. National Building and Loan Association, North Side, Pittsburgh, Mary Cushmanick, Walter Johnson, Martin J. and Julia A. Naughton, Jacob Conrad, Elizabeth S. Venter, S. Giarratano, Vincengo and Caterina

Voci, Clarence A. Pearson, Wm. J. Savage, A. Gallagher and A. G. Oyster, T. A. McCarter, Jeanie W. Pratt, Frank Kcsbohrer, Western Savings and Deposit Bank, Alexander Toth, I. J. Cieslak, Beulah Kramer, James McNally, Celia Fox, M. O. Bach, and providing for adjudication of damages occasioned thereby and for payment of the cost and expense thereof."

Also

No. 2552. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of five Automatic Street Sweepers for the Bureau of Highways and Sewers, and providing for the payment thereof.

Which were read and referred to the Committee on Public Works.

Mr. Gallagher presented

No. 2553. Resolution authorizing the issuing of a warrant in favor of Disabled American Veterans of the World War, Greater Pittsburgh Chapter No. 8, in the sum of \$150.00, in payment of bill of expenses for Armistice Day celebration in 1938, and charging same to Code Account No. 42, Contingent Fund.

Which was read and referred to the Committee on Finance.

Mr. Wolk presented

No. 2554. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works of the City of Pittsburgh to make, execute and deliver in the name of and for the City of Pittsburgh a contract with Citizens Traction Company, Allegheny Traction Company, Fort Pitt Traction Company, Consolidated Traction Company, The Central Traction Company, The Duquesne Traction Company and W. D. George, Thomas M. Benner and Thomas Fitzgerald, Trustees, Pittsburgh Railways Company, Debtor under Section 77B of the Bankruptcy Act, as parties of the first part, and the City of Pittsburgh, as party of the second part, providing for the temporary abandonment of the northbound street railway track on Wood street from its point of connection with the eastbound track on Liberty avenue, at or near the intersection of Liberty avenue and Wood street, southwardly along Wood street to a point at or near the north property line of Diamond street and beginning again

at or near the south property line of Third avenue, southwardly along Wood street to a point at or near the north property line of Water street, in the City of Pittsburgh, in connection with the proposed repaving of Wood street by the City of Pittsburgh and the County of Allegheny.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Garland presented

No. 2555. Communication from Charles F. Hunter, 1000 Moyer street, relative to unlicensed dogs in his neighborhood.

Which was read and referred to the Committee on Public Safety.

The Chair presented

No. 2556. An Ordinance authorizing and directing the issue and sale of short-term promissory notes of the City of Pittsburgh, in the amount of \$1,500,000.00 to provide funds to pay the City's share of the cost of General Public Improvements in conjunction with Public Works Administration, and providing for the redemption of said promissory notes and the payment of interest thereon.

Also

No. 2557. An Ordinance authorizing and directing the issue and sale of short-term promissory notes of the City of Pittsburgh, amounting to ----- to provide funds to pay the City's share of the cost of Unemployment Relief Projects to be carried out by the Department of Public Works in conjunction with the Federal Works Progress Administration to include additional funds for sewers, in the amount of \$60,000.00 and Bedford Dwellings water and sewer lines in the amount of \$45,000.00, and providing for the redemption of said promissory notes and the payment of interest thereon.

Also

No. 2558. An Ordinance authorizing the Mayor and the Director of the Department of Lands and Buildings to enter into a lease with Union Trust Co., agent for heirs of Christopher Magee, for property at No. 38 Tunnel street, used as a stable for horses for the Bureau of Police.

Also

No. 2559. Communication from Irwin D. Wolf, State World's Fair Commission, relative to the disbursement of their \$25,000.00 appropriation for the City of Pittsburgh exhibit.

Also

No. 2560. Communication from Loudon L. Campbell, Jr., Directing Editor, Federal Writers' Project, Works Progress Administration, requesting an appropriation for the publishing of "The Pittsburgh Guide" as prepared by the Pittsburgh Unit, and submitting data in connection therewith.

Also

No. 2561. Report from the Post Office Department on Bill No. 2433, Resolution requesting the Postmaster of Pittsburgh to intercede with the Postmaster General for extension of two-cent postage rate and carrier delivery to all parts of the City, and especially to Hays and Lincoln Place.

Also

No. 2562. Communication from the Mayor requesting enactment of a resolution memorializing Congress to pass the proposed amendments to the National Housing Act increasing the loan fund of the United States Housing Authority \$800,000,000.00, and calling attention to the resolution submitted by him expressing Council's opposition to a general rent increase in the City of Pittsburgh this year.

Also

No. 2563. Communication from the City Treasurer transmitting statement of collection of delinquent taxes for the period February 16 to 28, and for the period January 1 to February 28, 1939; also statement of accounts of the City Solicitor.

Also

No. 2564. Communication from W. Ralph McNulty Post, 241 V. F. W., asking exoneration of water rent on their property at 5171 Carnegie avenue.

Which were severally read and referred to the Committee on Finance.

Also

No. 2565.

CITY OF PITTSBURGH

February 28, 1939.

Mr. E. W. Lindsay, City Clerk
City of Pittsburgh.

Dear Sir:

In accordance with the terms and provisions of the Act of June 22, 1931, P. L. 665, I hereby designate William Alvah Stewart, City Solicitor, Law Department, to be Deputy Mayor, said designation to remain in full force and effect until revoked by me, in accordance with the provisions of the Act of June 22, 1931, P. L. 665.

Very truly yours,
CORNELIUS D. SCULLY,
Mayor.

Which was read, received and filed.

Also

No. 2566. Indemnity Bond in the sum of \$25,000.00 of the Continental Casualty Company, in favor of the City of Pittsburgh as surety for William Alvah Stewart, Deputy Mayor.

Which was read.

Mr. McArdle moved

That the bond be approved.

Which motion prevailed.

UNFINISHED BUSINESS

The Chair took up

Bill No. 1884. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E15, by changing from an 'A' Residence to a Commercial District, all that certain property fronting on the southerly side of Webster avenue from Crawford street to Tannehill street."

In Council, January 16, 1939, bill read, rule suspended, read a second and third times and failed to pass finally, lacking a three-fourths vote.

Which was read.

And the question recurring, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the Act of Assembly of May 11, 1921, which provides that, where a protest is filed against a proposed zoning amend-

ment, a three-fourths vote of all the members of Council in the affirmative shall be required for final passage.

Also

Bill No. 2146. An Ordinance entitled, "An Ordinance vacating River avenue (formerly Bank lane) from Bridge street to a point about 103.0 feet east of the Thirty-first Street Bridge.

In Council, February 9, 1939, bill read a third time and failed to pass finally, lacking a three-fourths vote.

Which was read.

And the question recurring, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2064. An Ordinance entitled, "An Ordinance widening Fifth avenue, from North and South Craig street to North and South Neville street; providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket."

In Council, February 9, 1939, bill read a third time and failed to pass finally, lacking a three-fourths vote.

Which was read.

And the question recurring, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

REPORTS OF COMMITTEES

Mr. Evans (for Mr. Demmler) presented.

No. 2567. Report of the Committee on Finance for February 28, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2435. An Ordinance entitled, "An Ordinance authorizing the leasing by the City of Pittsburgh from the Haller Baking Company of certain property located at 414-420 Bausman street, 30th Ward, City of Pittsburgh."

Which was read.

Mr. Evans also presented

No. 2568.

March 4, 1939.

SUBJECT: Bill No. 2435—Lease

Bureau of Highways and Sewers and Haller Baking Company.

President and Members of Council, City of Pittsburgh.

Gentlemen:

We are recommending that Bill No. 2435, an Ordinance authorizing a lease between the City of Pittsburgh and the Haller Baking Company for rental of garage and warehouse at 414-420 Bausman street, 30th Ward, be amended for the payment of water rent by the City of Pittsburgh.

Bill No. 2435 was affirmed in Council on Tuesday, February 28 and will be considered for final passage on Monday, March 6.

In its present form the proposed Bill authorizes a lease from the Haller Baking Company for three years, expiring April 30, 1942, at a yearly rental of \$2,400. No provision is made for payment of water rent by the City of Pittsburgh which the Haller Baking Company has stipulated as a condition of the lease to be predicated on authority of the proposed ordinance.

We estimate that the water rent at the Haller Baking Company Building

will average about \$300 a year. This estimate is based on the amount of water used yearly by the Sixth Division of the Bureau of Highways and Sewers at its present headquarters at South Ninth and Sarah streets.

No special or additional appropriation would be necessary from Council inasmuch as this water rent could be paid from either Code Account 1614 or 1625, Bureau of Highways and Sewers.

It is our suggestion, therefore, that Section Two of Bill No. 2435 be amended to read as follows:

"Said lease shall be for a period of three (3) years commencing on May 1, 1939, and expiring the 30th day of April, 1942, at a yearly rental of \$2400, payable in advance in amount of \$600 for each three months' period commencing on the effective date of the lease and chargeable to Code Account No. 1614, plus payment by the City of Pittsburgh of water rent which may be assessed against the premises during the term of the lease."

All other taxes are to be paid by the Haller Baking Company. Rental of the present Sixth Division Headquarters at South Ninth and Sarah streets is \$200 per month, but this likewise does not include payment of water rents since the premises are within the area serviced by the City of Pittsburgh and are exempted by the City from payment of water taxes. However, the proposed premises, being in Knoxville, are serviced by the South Pittsburgh Water Company and cannot be similarly exempted.

We would appreciate your prompt and favorable action so that we may take steps to negotiate the lease for the premises as quickly as possible.

Yours very truly,

F. M. ROESSING,

Director.

Which was read.

Mr. Evans moved

That the bill be recommitted and the communication be referred to the Committee on Finance.

Which motion prevailed.

Also

Bill No. 2477. An Ordinance entitled, "An Ordinance appropriating and setting aside the aggregate amount

of \$77,318.00, for the payment of the cost for improvements to the public highways and recreation systems of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

(Mr. Weir not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2478. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of \$57,000.00, in the Department of Public Works for payment of the cost of engineering services required for preparation of plans, specifications and for supervision of the construction and equipment of the Municipal Incinerating Plant, from Bond Fund 119, Incinerator Bonds, 1934."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

(Mr. Weir not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2479. An Ordinance entitled, "An Ordinance creating a temporary position of Engineer in the Department of Public Works in charge of construction and installation of equipment for the proposed Incinerating Plant; fixing the rate of compensation therefor, and providing for payment thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

(Mr. Weir not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2480. An Ordinance entitled, "An Ordinance appropriating the sum of One Thousand Six Hundred (\$1,600.00) Dollars from Public Improvement Notes 1939, for the payment of

the City's share of the cost of improvements to the public park at Brookline boulevard and Chelton avenue, commonly known as 'Brookline Memorial Park,' to be carried out by the Department of Public Works in conjunction with the Federal Works Progress Administration."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

(Mr. Weir not voting).

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2481. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to improve the public park bounded by Brookline boulevard, Chelton avenue and Queensboro avenue, commonly known as 'Brookline Memorial Park,' in conjunction with the Federal Works Progress Administration, providing for the performance of such work as may not be assumed by the Federal Works Progress Administration and for the payment of the City's share of the cost thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

(Mr. Weir not voting).

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2485. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of D. Dinardo for \$480.71; Sharpsburg Contracting Co., for \$650.00; Valley Camp Coal Co., for \$900.40; Wilson Auto Spring Co., for \$45.70; Logan-Gregg Hardware Co., for \$5.25; Frick-Reid Supply Co., for \$1.60; Dr. Alfred W. Pfarr, for \$291.50; City Blue Print Co., for \$64.14; Fort Pitt Typewriter Co., for \$125.69; and Underwood, Elliott Fisher Co., for \$90.00, in payment for services and supplies furnished and extra work done on contracts for the benefit of the City, without previous authority of law."

In Finance Committee, February 28, 1939, Bill ordered returned to Council with an affirmative recommendation subject to report from the Budget Controller.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Evans also presented

No. 2569.

March 3, 1939.

President and Members,
City Council,
Pittsburgh, Pa.

Gentlemen:

In Re: Bill No. 2485.

At a meeting of the Finance Committee held February 28, 1939, the above bill was affirmatively recommended, subject to a report from the Budget Controller as to the economy of renting typewriters, the number of typewriters rented and how long the department has had them. Also how many could have been bought for the cost of rental.

There are now fourteen (14) typewriters rented at \$3.00 each per month and three (3) typewriters rented at \$5.00 each per month for use in the Department of Public Works in connection with W. P. A. Projects. These seventeen (17) typewriters cost \$57.00 per month rental or \$684.00 per year.

The rental expense has been going on at substantially the same rate since the latter part of 1936.

Current prices for new typewriters are about \$100.00 for ones with small carriages and \$125.00 for ones with long carriages. At these prices the cost to purchase the equipment now rented would be approximately \$1,775.00 or about two and one half years' rental cost. Since the department have had these machines on a rental basis for two and one half years, the amount of rental paid would have been sufficient to have purchased them outright.

The approximate average life of a typewriter is five years and it would have been and still is more economical to purchase typewriters rather than rent them for long periods of time.

Respectfully yours,

RICHARD NEFF,

Budget Controller.

Which was read, received and filed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans McArdle

Gallagher Wolk

Garland O'Toole, (Pres't)

(Mr. Weir not voting).

Ayes. 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2467. An Ordinance entitled, "An Ordinance creating and establishing two temporary positions in the Department of City Treasurer and one temporary position in the Bureau of Traffic Planning, Department of Public Safety, required for work in connection with the collection of monies from parking meters and for the repair and maintenance of same for a period of six (6) months, and fixing the rate of compensation thereof."

In Finance Committee, February 28, 1939, Bill ordered returned to Council with an affirmative recommendation subject to report from the Budget Controller.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Evans presented

No. 2570.

March 2, 1939.

President and Members,

City Council,

Pittsburgh, Pa.

Gentlemen:

In Re: Bill No. 2467.

At a meeting of the Finance Committee held February 28, 1939, the above bill was affirmatively recommended, subject to a report from the Budget Controller as to whether this ordinance is in conformity with the contract for the trial period.

Upon examination of the contract between the department and the successful bidder the following guarantee is entered into which reads as follows:

"The bidder shall guarantee his meters and their installation to be free from defects of any kind in workmanship and material for a period of one (1) year from the date of installation and shall exchange any part of any meter in which such defects appear free of charge."

This guarantee does not cover damages due to accidents from outside sources.

Mr. Donald McNeil, Chief Engineer of the Bureau of Traffic Planning, states that in many cities where parking meters were installed and until the people were educated to the use of them, there occurred certain vandalism, such as plugging the meters with chewing gum, paper clips, slugs, street car tokens, etc. It was found that vandalism of this kind existed in some cities for a period of two to three months after meters were installed and that it was necessary to employ temporary repairmen of their own since the contracts do not cover damage due to outside sources.

Ordinance No. 518 approved November 9, 1938, provides that the coins deposited in meters shall be collected by the City Treasurer.

In conformity with the facts developed by this investigation, I would recommend that this bill be finally passed.

Respectfully yours,

RICHARD NEFF,

Budget Controller.

Which was read, received and filed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

(Mr. Weir not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2508. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Lands and Buildings to enter into and execute a lease with George K. Askin, William J. Askin and Margaret Askin Brown for the entire building known as No. 1135-37 Penn avenue, Second Ward, City of Pittsburgh, for City warehouse purposes."

In Finance Committee, February 28, 1939, bill read and amended by striking out Section 2, as shown in red, and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

(Mr. Weir not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 2486. Resolution authorizing and directing the Director of the Department of Public Works to grant a leave of absence with pay from February 1, 1939, to May 1, 1939, to William H. Hagmaier, Designing Draftsman, Bureau of Engineering, on account of illness.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and

third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

(Mr. Weir not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2510. Resolution permitting B. Robert Averbach, upon recommendation of the City Solicitor, to retain for himself as counsel fees \$254.00, being 20% of \$1,270.00, the amount recovered by him as Counsel for Mary Wood, as subrogation claim in the case of Mary Wood vs. the Allegheny and South Side Railway Company at No. 173 July Term, 1937, on account of accident in which John Wood was killed, and accepting the balance of \$1,016.00 by the City in full of its subrogation claim.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

(Mr. Weir not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2509. Resolution fixing the sum of \$25,000.00 as the amount of bond to be filed by a Deputy Mayor when and if designated by the Mayor in accordance with the Act of June 22, 1931, P. L. 665.

Which was read.

Mr. Evans moved the adoption of the resolution.

Which motion prevailed.

Also

Bill No. 2468. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of James J. Coyne, in the sum of \$50.56, in payment of services rendered for the benefit of the City during the period of January 1st to January 9th, 1939, inclusive, as Assistant Boiler Inspector, Department of Public Safety."

In Finance Committee, February 28, 1939, bill read and amended in Section 1 by inserting after the words "Code Account No. ----" the figures "42-2," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

(Mr. Weir not voting).

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Mr. Evans presented

No. 2571. Report of the Committee on Public Works for February

28, 1939, transmitting an ordinance and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2489. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Fieger street and South 13th Street, from the existing sewer on South 12th Street to the existing sewer on South 13th Street north of Fieger street, with a branch sewer on South 12th Street, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

(Mr. Weir not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2496. Resolution authorizing and empowering the Mayor to sign, on behalf of the City of Pittsburgh, the Consents petition for the erection of a gasoline service station by Carle T. Kelly, on property bounded by Columbus avenue, St. Ives street and Lysle street, 21st Ward.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

(Mr. Weir not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Wolk presented

No. 2572. Report of the Committee on Public Service and Surveys for February 28, 1939, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2495. An Ordinance entitled, "An Ordinance vacating Reed street from Elmore street to an Un-named way, approximately 75.0 feet east of Callopo street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

(Mr. Weir not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2502. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to enter into an agreement with The Pittsburgh and Western Railroad Company and The Baltimore and Ohio Railroad Company, providing for the purchase from the Railroad Companies of certain land lying between Herr's Island Bridge and the Thirty-first Street Bridge; securing by the City of an overhead easement over the right-of-way of the Railroads; vacating River avenue between said bridges; outlining methods of construction of a viaduct to be erected between said bridges and the cost and maintenance thereof; protecting the right-of-way and property of the Railroads and indemnifying the Railroads from damages connected with the privileges accorded the City, and providing for payment of \$1,340.00 to the Railroads from Construction Account Bond Fund 136-20, Pa. Docket No. 2132."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Gallagher

Garland

McArdle

Wolk

O'Toole, (Pres't)

(Mr. Weir not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2504. An Ordinance entitled, "An Ordinance refixing the width and position of the sidewalks and the roadway of Beaver avenue, from Sheffield street to Western avenue."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Gallagher

Garland

McArdle

Wolk

O'Toole, (Pres't)

(Mr. Weir not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2505. An Ordinance entitled, "An Ordinance refixing the width and position of the westerly sidewalk and the roadway of Buena Vista street, from Trueman street to Rolla street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans McArdle
Gallagher Wolk
Garland O'Toole, (Pres't)
(Mr. Weir not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2456. An Ordinance entitled, "An Ordinance granting unto West Liberty Street Railway Company, its successors, lessees and assigns, the right to enter upon, use and occupy a ramp, overhead structure and right of way in connection with the construction by the Board of County Commissioners of Allegheny County of a traffic grade separation at the intersection of West Liberty avenue (State Highway Route 806) with Saw Mill Run boulevard (State Highway Route 247) in the City of Pittsburgh."

In Public Service and Surveys Committee, February 28, 1939, bill read and amended in Sections 2 and 3 by striking out and by inserting as shown in red, and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Wolk moved

That the amendments of the Public Service and Surveys Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans McArdle
Gallagher Wolk
Garland O'Toole, (Pres't)

(Mr. Weir not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2503. An Ordinance entitled, "An Ordinance naming an Unnamed way in the Twelfth Ward of the City of Pittsburgh, from the easterly line of the William H. Finley's Plan of Lots to Frankstown avenue, 'Sweeney Place.'"

In Public Service and Surveys Committee, February 28, 1939, bill ordered returned to Council with an affirmative recommendation, subject to report from the Pittsburgh Postal authorities.

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Wolk also presented

No. 2573.

Pittsburgh, Pa.
March 2, 1939.

City of Pittsburgh,
Office of the City Clerk,
Pittsburgh, Penna.

Attention: Mr. E. W. Lindsay, City Clerk

Gentlemen:

Receipt is acknowledged of your communication of March 1st, transmitting copy of an ordinance (Bill No. 2503) naming an Unnamed way in the Twelfth Ward, from the easterly line of the William H. Finley's Plan of Lots to Frankstown avenue, SWEENEY PLACE.

Please be advised that the assigning of the name SWEENEY PLACE to this Unnamed way will not conflict with the name of any other thoroughfare in the Pittsburgh Postal District.

This office, therefore, approves the designating of the Unnamed way as SWEENEY PLACE.

Respectfully yours,

S. A. BODKIN,

Acting Postmaster.

Which was read, received and filed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

(Mr. Weir not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Garland presented

No. 2574. Report of the Committee on Filtration and Water for February 28, 1939, transmitting an Ordinance to Council.

Which was read, received and filed.

Also

Bill No. 2497. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of one automobile truck for the Bureau of Water, and providing for the payment thereof."

In Committee on Filtration and Water, February 28, 1939, bill read and amended in Section 1, by inserting as shown in red and in the title by inserting after the word "contract" the words "or contracts," by inserting after the words "one automobile truck" the words "and one automobile coupe," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Filtration and Water Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

(Mr. Weir not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Evans (for Mr. Anderson) presented

No. 2575. Report of the Committee on Public Safety for February 28, 1939, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2500. Resolution requesting the Superintendent of the Bureau of Building Inspection to issue and the Director of the Department of Public Works to approve a permit for approved veneering in accordance with Ordinance No. 433, approved November 6, 1937, and permitting the face of the veneering to extend not farther than one and one-half inches beyond the face of the present walls and not more than three inches beyond the street line of the W. S. Brown building located at the corner of Wood street and Oliver avenue.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans

McArdle

Gallagher

Wolk

Garland

O'Toole, (Pres't)

(Mr. Weir not voting).

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS

Mr. McArdle moved

That the Minutes of Council of Monday, February 27, 1939, be approved.

Which motion prevailed.

And upon motion of Mr. Garland

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Monday, March 13, 1939

No. 12

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON--Ass't City Clerk

Council met.

Present:--Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Absent:--Messrs.

Anderson Demmler

PRESENTATIONS

Mr. Evans (for Mr. Anderson) presented

No. 2576. Resolution authorizing and empowering the Director of the Department of Public Safety to arrange for the furnishing of Boy Scouts at fifty cents each for a traffic count to be held during the month of May, 1939, and to employ clerks at sixty cents per hour and to rent machines for the tabulation of portions of data; appropriating \$1,000.00 from Code Account No. 1491, Item B, Boy Scout Traffic Count, Bureau of Traffic Planning, and \$1,000.00 from Code Account No. 1492, Item B, Tabulation Fund, Bureau of Traffic Planning, for the payment thereof, to-

gether with necessary expenses, and authorizing the issuing of warrants accordingly.

Also

No. 2577. An Ordinance supplementing Section 2 of Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented, by adding thereto another paragraph further regulating the use and operation of vehicles on the streets of the City of Pittsburgh, and supplementing Sections 2 and 3 of said Ordinance by adding designated streets or portions of streets to certain designated paragraphs thereof.

Which were read and referred to the Committee on Public Safety.

Mr. Evans presented

No. 2578. An Ordinance authorizing and directing the construction of a public sewer on Ganges way, private property of the Terminal Coal Company and Baldwin road, from a point about one hundred fifty (150') feet southwest of Rand street to the existing sewer on Baldwin road, with branch sewers on a private road, private properties of Philip Clark, et ux, and Louise Jones, on Rand street and Ganges way, to be carried out with aid furnished by the Federal Works Progress Administration, its successor or successors, and providing that the costs not borne by the Federal Works Progress Administration, its successor or successors, and the damages and expenses of the same be assessed against and collected from property especially benefited thereby.

Also

No. 2579. An Ordinance providing for a contract or contracts to

be carried out as a Federal Emergency Administration of Public Works Project for the construction of a relief sewer and other incidental work in the Thirty-third Street Drainage Basin, from a point near the intersection of South Winebiddle avenue produced and the Pennsylvania Railroad to the existing sewer on Neville street, approximately 550 feet northwest of Short street, as located by ordinance, and providing for the payment of the cost thereof from funds otherwise appropriated therefor.

Which were read and referred to the Committee on Finance.

Also

No. 2580. "Green Terrace" Plan of Lots in the Twentieth Ward of the City of Pittsburgh, laid out by Herbert and Beatrice Jacobson, and the dedication of a strip of ground 8.5 feet wide as shown thereon for public use for highway purposes, for the widening of Crane avenue.

Also

No. 2581. An Ordinance approving "Green Terrace" Plan of Lots in the Twentieth Ward of the City of Pittsburgh, laid out by Herbert and Beatrice Jacobson; accepting the dedication of a strip of ground 8.5 feet wide as shown thereon, for public use for highway purposes, and opening the same for the widening of Crane avenue.

Also

No. 2582. "Greentree Heights Plan of Lots" in the Twentieth ward of the City of Pittsburgh, laid out by A. N. Crouch, Inc., and the dedication of Grovemount road and Winchester drive as shown thereon for public use for highway purposes.

Also

No. 2583. An Ordinance approving the "Greentree Heights Plan of Lots" in the Twentieth ward of the City of Pittsburgh, laid out by A. N. Crouch, Inc.; accepting the dedication of Grovemount road and Winchester drive as shown thereon for public use for highway purposes; opening and naming the same, and establishing the grades thereon.

Which were severally read and referred to the Committee on Public Works.

Mr. Wolk presented

No. 2584. An Ordinance estab-

lishing and re-establishing the grade of Montier street, from the City line at a point 100.0 feet north of Laketon road to the City line at a point 400.0 feet east of Van Tine street.

Also

No. 2585. An Ordinance fixing the width and position of the roadways, the divisor between roadways, and the sidewalks and berms of Bigelow boulevard, from the first curve east of Washington place to the first curve west of the Bloomfield bridge; providing for slopes, parking, retaining walls and steps, and establishing and re-establishing the grade thereof from a point 850.0 feet east of the Seventeenth Street Incline to the first curve west of the Bloomfield bridge.

Also

No. 2586. An Ordinance fixing the width and position of the sidewalks and roadways, and establishing the opening grades of Penham place and Penham lane, as laid out and proposed to be dedicated as legally opened highways by John Jackson Bissell and Margaret S. Bissell, in a plan of lots of their property in the Fourteenth ward of the City of Pittsburgh, named "Penham Plan of Lots."

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 2587. An Ordinance authorizing and directing the Mayor to advertise for bids for the publication of such official advertising as is authorized under the terms and provisions of the Act of June 22, 1931, P. L. 845, Section 1, and to award and execute a contract for same.

Also

No. 2588. An Ordinance setting aside and appropriating the sum of \$5,000.00 from Code Account No. 42-2, Contingent Fund, Budget Adjustments, toward the payment of expenses of the National Encampment of the Grand Army of the Republic to be held in the City of Pittsburgh in August, 1939.

Also

No. 2589. An Ordinance authorizing the leasing of City-owned property located at 428 Fourth avenue. First ward, Pittsburgh, Pennsylvania, to John Ullrich.

Also

No. 2590. An Ordinance authorizing and directing the Mayor and the Department of City Planning to prepare topographic models of the City of Pittsburgh from existing topographic maps in conjunction with the Federal Works Progress Administration, and providing for the payment of the city's share of the cost thereof.

Also

No. 2591. Resolution amending Resolution No. 28, approved February 15, 1939, authorizing the execution and delivery of a deed to the Fox Chapel Authority for certain property situate in O'Hara Township, being a portion of the property formerly known as the Montrose Pumping Station, by correcting the description of the property as contained in said resolution.

Also

No. 2592. Resolution authorizing and directing the City Controller to accept the sum of \$500.00 and an assignment and release of all the right, title and interest in and to 145 shares Bendix Aviation Corporation Common Stock and 100 shares Consolidated Oil Corporation Common Stock, from W. J. White, in full settlement of his collateral note dated September 21, 1929, in the sum of \$10,580.73 and accrued interest at the rate of 6% per annum from August 27, 1933, to discontinue or satisfy the suit entered at No. 1935 April Term 1939, and relieving the said Controller from further accounting for said note.

Also

No. 2593. Communication from the Lawyers Title Company and the Union Fidelity Title Insurance Company of Pittsburgh requesting exoneration of city taxes for the years 1928, 1929 and 1930 on property owned by the Algon Realty Company situate on General Robinson and Alcor streets, 22nd ward.

Which were severally read and referred to the Committee on Finance.

Also

No. 2594. Petition for the widening of Chestnut street, north of E. Ohio street, and requesting the postponement of the proposed repaving of the street until the street is widened.

Also,

No. 2595. Communication from

Clarence J. Besterman, 1600 Trinity street, protesting against proposed location of sewer in Peggy way to be constructed by W. P. A. forces.

Also

No. 2596. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E30, by including within the "A" Residence and Second Area District, all that certain property now classified "B" Residence and First Area District, bounded by the southerly side of Stanton avenue; a line parallel with and distant 100 feet westwardly from Collins street; the northerly line of Carmine way extended; Carmine way; the easterly line of properties fronting on the easterly side of Sheridan avenue; St. Marie street, and the easterly side of Sheridan avenue.

Also

No. 2597. Communication from Penn Township, John W. Wasson, Secretary, relative to the sanitary conditions of Paxico street, which is partly in the City of Pittsburgh and partly in Penn Township.

Which were severally read and referred to the Committee on Public Works.

REPORTS OF COMMITTEES

Mr. Evans (for Mr. Demmler) presented

No. 2598. Report of the Committee on Finance for March 7, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Mr. Evans moved

A suspension of Rule 8, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council at least 48 hours previous to the final consideration of such papers by Council.

Which motion prevailed.

Mr. Evans also presented

Bill No. 2538. An Ordinance entitled, "An Ordinance amending Ordinance No. 74, approved February 21, 1939, entitled, 'An Ordinance appropriating and setting aside the aggregate amount of \$386,000.00 for payment of the cost, including engineering and other necessary expenses, for improve-

ments to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, from the proceeds of Grants of Funds of Government of the United States."

In Finance Committee, March 7, 1939, ordered returned to Council with an affirmative recommendation, subject to report from Budget Controller.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Evans also presented

No. 2599.

March 8, 1939.

President and Members,

City Council,

City of Pittsburgh.

Gentlemen:

In Re: Bill No. 2538.

At a meeting of the Finance Committee held March 7, 1939, the above bill was given an affirmative recommendation subject to a report from the Budget Controller, as to whether anything is out of line in this bill.

This ordinance amends Ordinance No. 74, approved February 21, 1939, by increasing the appropriation sum from \$386,000.00 to \$712,000.00, it also changes the source of funds originally appropriated from the proceeds of Grants of Funds of the Government to Bond Fund 136, Public Improvement Notes 1938.

The increase in the appropriation is by reason that there is added seven additional projects to those already provided for in the original ordinance, and to provide for changes in estimates of cost of certain contracts.

The original ordinance provides that the money be appropriated from the proceeds of Grants of Funds of the Government of the United States. This was an error and should have been appropriated from Bond Fund 136, Public Improvement Notes, 1938.

I have checked this ordinance thoroughly and find that the bill is in pro-

per form and that the amendments are necessary. I would recommend the passage of this ordinance.

Respectfully yours,

RICHARD NEFF,

Budget Controller.

Which was read, received and filed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans
Gallagher
Garland

McArdle
Weir
Wolk
O'Toole, (Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation

Bill No. 2558. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Lands and Buildings to enter into a lease with the Union Trust Company, agent for the heirs of Christopher Magee, for property at No. 38 Tunnel street, used as a stable for horses for the Bureau of Police.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	Wolk

Noes:—

Mr. O'Toole, (Pres't.)

Ayes 6. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2364. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Health to carry out and complete, in conjunction with the Federal Works Progress Administration, the painting and repairs to the Tuberculosis Hospital Buildings; providing for the performance of such work as may not be assumed by the Federal Works Progress Administration, and for the payment of the cost thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2533. An Ordinance entitled, "An Ordinance amending and supplementing Ordinance No. 26, approved January 21, 1939, entitled, 'An Ordinance authorizing and directing the Mayor and the Director of the Depart-

ment of Public Works, for and on behalf of the City of Pittsburgh, to enter into an agreement with the Wichert Continuous Bridge Corporation to permit the use, by the City, of the Wichert Patents in the design and construction of the Wilmot Street Bridge, and reciting the terms thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2534. An Ordinance entitled, "An Ordinance providing for contracts for plumbing work at shelter house buildings in Riverview, McBride, West and Highland Parks, and for the payment of the cost thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2535. An Ordinance entitled, "An Ordinance providing for a contract or contracts to be carried out as a Federal Emergency Administration of Public Works project for the grading, regrading, paving, repaving, curbing, recurbing, widening and otherwise improving of Chartiers avenue from Bucyrus street to Corliss street, including construction of sub-surface drains on the properties of Agnes Roth, M. A. Coulson and Stanislaus A. Godlewski, as shown on Plan, Accession No. C-1743, on file in the Bureau of Engineering, and providing for the payment of the cost thereof from funds otherwise appropriated therefor; also providing for the adjudication of damages occasioned by the construction of said sub-surface drains and for payment of the cost and expense thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2539. An Ordinance amending Section 1 of Ordinance No. 75, approved February 21, 1939, entitled, 'An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor.'

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2540. An Ordinance entitled, "An Ordinance amending Section 1 of Ordinance No. 388, approved August 22, 1938, entitled, 'An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works Projects for certain improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City of Pittsburgh, in

the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor, as amended and supplemented."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2543. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of \$765.00, in Code Account No. 1147, Salaries, Regular Employees, for the payment of Wages, Regular Employees, Carnegie Free Library of Allegheny, to be designated Code Account No. 1147-1."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2544. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of Seven Hundred Fifty (\$750.00) Dollars in Code Account No. 1151, for the purchase of materials, Carnegie Free Library of Allegheny, to be designated Code Account No. 1151-D."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2556. An Ordinance entitled, "An Ordinance authorizing and directing the issue and sale of short-term promissory notes of the City of Pittsburgh, in the amount of \$1,500,000.00 to provide funds to pay the City's share of the cost of General Public Improvements in conjunction with Public

Works Administration, and providing for the redemption of said promissory notes and the payment of interest thereon."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2557. An Ordinance entitled, "An Ordinance authorizing and directing the issue and sale of short-term promissory notes of the City of Pittsburgh amounting to \$----- to provide funds to pay the City's share of the cost of Unemployment Relief Projects to be carried out by the Department of Public Works in conjunction with the Federal Works Progress Administration to include additional funds for sewers, in the amount of \$60,000.00 and Bedford Dwellings water and sewer lines in the amount of \$45,000.00, and providing for the redemption of said promissory notes and the payment of interest thereon."

In Finance Committee, March 7, 1939, bill read and amended in Sections 1 and 2 by striking out and by inserting as shown in red, and in the title by inserting in blank space the amount "\$350,000.00," and by striking out the words "Unemployment Relief Projects" and by inserting in lieu thereof the words "General Public Improvements," and by striking out the words "in con-

junction with the Federal Works Progress Administration to include additional funds for sewers, in the amount of \$60,000.00, and Bedford Dwellings water and sewer lines in the amount of \$45,000.00," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2435. An Ordinance entitled, "An Ordinance authorizing the leasing by the City of Pittsburgh from the Haller Baking Company of certain property located at 414-420 Bausman street, Thirtieth Ward, City of Pittsburgh."

In Finance Committee, March 7, 1939, bill read and amended by adding at the end of Section 2, the words "plus payment by the City of Pittsburgh of water rent which may be assessed against the premises during the term of the lease," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2450. An Ordinance entitled, "An Ordinance supplementing Section 30, Department of Lands and Buildings, of an Ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 9, 1939."

In Finance Committee, March 7, 1939, bill read and amended in Section 1 by striking out and by inserting as shown in red, and in the title by inserting after the words "Department of Lands and Buildings," the words "and Section 89, Bureau of Water, Distribution Division," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation.

Bill No. 2545. Resolution authorizing and directing the City Controller to transfer the sum of \$750.00 from Code Account 42-2, Contingent Fund, Budget Adjustments, to Code Account 1151, Materials, Carnegie Free Library of Allegheny.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2553. Resolution authorizing the issuing of a warrant in favor of the Disabled American Veterans of the World War, Greater Pittsburgh Chapter, No. 8, in the sum of \$150.00 in payment of bill of expenses for Armistice Day celebration in 1938, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

The Chair:

Gentlemen, Mr. Evans has a distinguished guest with him today, and desires to present him to the members of Council.

Mr. Evans said:

Mr. President, Mr. Keyserling is visiting with members of the Pittsburgh Housing Authority today and I asked him to come before the Council and say a few words. Mr. Keyserling.

Leon H. Keyserling, Esq., General Counsel, United States Housing Authority, said:

Mr. President and Members of Council: I realize that this is your busy day, and I will not tax your patience with a long speech.

I merely want to express the thanks of the United States Housing Authority and myself for the splendid cooperation you have given us in the matter of slum clearance.

We are keeping a close watch on the Pittsburgh program, because it is lively and ambitious and will do much to

illustrate what we are trying to do in razing slums and erecting new dwellings for low-income families. Whatever you do here in Pittsburgh will be a shining example for other cities.

We have a custom in Washington to inform other cities, where similar projects are to be undertaken, of the good accomplished in those cities where projects have already started, and I am sure that these cities will profit by the experience of Pittsburgh.

I thank you.

Mr. Evans said:

Mr. President, I might mention, incidentally, that Mr. Keyserling will address the public at a meeting in Schenley High School tonight.

The Chair:

I understand some other people will be there, also, to speak.

Mr. Evans said:

It will only lend a little spirit to the occasion.

Mr. Evans presented

No. 2600. Report of the Committee on Public Works for March 7, 1939, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2136. An Ordinance entitled, "An Ordinance widening Steuben street, from a point 55.50 feet east of Arnold street to a point 296.07 feet west of Belton way; providing that the costs damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2309. An Ordinance entitled, "An Ordinance opening Gladstone way, in the Fifteenth Ward of the City of Pittsburgh, from Hazelwood avenue to Flowers avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill as read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2356. An Ordinance entitled, "An Ordinance widening Liberty avenue, in the Sixth ward of the City of Pittsburgh, at Herron avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2357. An Ordinance entitled, "An Ordinance widening Rhine street, at the intersection of Walz street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2359. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E15, by (a) including within the 'A' Residence District all that property now classified 'B' Residence District, bounded by the line of the present Commercial District south of Center avenue; a line parallel with and distant 300 feet eastwardly from Morewood avenue; the southerly line of property, now or late of the Jas. McKay Estate; and a line parallel with and distant 150 feet eastwardly from Morewood avenue; (b) including within the One Hundred Foot District all that certain property, now classified Thirty-five Foot District, bounded by the present One Hundred Foot District south of Center avenue; the line of the present One Hundred Twenty-five Foot District eastwardly from Morewood avenue; a line parallel with and distant 50 feet northwardly from the southerly line of property, now or late of the Jas. McKay Estate, and a line parallel with and distant 200 feet eastwardly from Morewood avenue; (c) changing from a Thirty-five Foot to a Forty-five Foot District all that certain 50 foot strip of property, now or late, of the Jas McKay Estate, extending along its boundaries south of the line of the present Commercial

District; (d) including within the Second Area District, all that property, now classified First Area District, bounded by the line of the present Fourth Area District south of Center avenue; the line of the Pennsylvania Railroad property; a line parallel with and distant 50 feet westwardly from Amberson avenue; the southerly line of property, now or late of the Jas. McKay Estate, and a line parallel with and distant 150 feet eastwardly from Morewood avenue."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2551. An Ordinance entitled, "An Ordinance amending Ordinance No. 80, approved February 21, 1939, entitled, 'An Ordinance fixing the location of a portion of the relief sewer in the Columbus Avenue Drainage Basin that is to be constructed partly on public property and partly on private property, otherwise authorized by Ordinance of Council, extending from a point on Brightbridge street about sixty (60') feet southwest of Charles street, thence southwestwardly and westwardly to the trunk sewer on Adams street, west of private property of the Pennsylvania Railroad Company, and providing therefor an ease-

ment on properties owned by Ernest G. Roessler, Christian Mueller, Uniondale Cemetery, Bertha H. Miller, Krist Uhl, Slova. National Building and Loan Association North Side, Pittsburgh, Mary Cushmanick, Walter Johnson, Martin J. and Julia A. Naughton, Jacob Conrad, Elizabeth S. Venter, S. Giarra-tano, Vincengo and Caterina Voci, Clarence A. Pearson, Wm. J. Savage, A. Gallagher and A. G. Oyster, T. A. McCarter, Jeanie W. Pratt, Frank Kos-bohrer, Western Savings and Deposit Bank, Alexander Toth, I. J. Gieslak, Beulah Kramer, James McNally, Celia Fox. M. O. Bach, and providing for adjudication of damages occasioned thereby and for payment of the cost and expense thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Wolk presented

No. 2601. Report of the Committee on Public Service and Surveys for March 7, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2554. An Ordinance entitled, "An Ordinance authorizing

and directing the Mayor and the Director of the Department of Public Works of the City of Pittsburgh to make, execute and deliver in the name of and for the City of Pittsburgh a contract with Citizens Traction Company, Allegheny Traction Company, Fort Pitt Traction Company, Consolidated Traction Company, The Central Traction Company, The Duquesne Traction Company, and W. D. George, Thomas M. Benner and Thomas Fitzgerald, Trustees, Pittsburgh Railways Company, Debtor under Section 77B of the Bankruptcy Act, as parties of the first part, and the City of Pittsburgh, as party of the second part, providing for the temporary abandonment of the northbound street railway track on Wood street, from its point of connection with the eastbound track on Liberty avenue, at or near the intersection of Liberty avenue and Wood street, southwardly along Wood street to a point at or near the north property line of Diamond street and beginning again at or near the south property line of Third avenue, southwardly along Wood street to a point at or near the north property line of Water street, in the City of Pittsburgh, in connection with the proposed repaving of Wood street by the City of Pittsburgh and the County of Allegheny.

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Garland presented

No. 2602. Report of the Committee on Filtration and Water for March 7, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2499. An Ordinance entitled, "An Ordinance waiving and modifying certain conditions of an agreement between the City of Pittsburgh and the Aspinwall-Delafield Company, entered into by virtue of Ordinance No. 769, approved December 1, 1927, to furnish the residents of a portion of O'Hara Township, adjacent to the Borough of Aspinwall, and the Filtration Plant of the City of Pittsburgh, Allegheny County, with water for domestic purposes through water lines constructed by the Aspinwall-Delafield Company."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Gallagher presented
No. 2603.

WHEREAS, The old contract with the South Pittsburgh Water Company for the supply of water for the South Side District expired December 31, 1938, and has been continued temporarily until April 1, 1939, at the same excessive costs to the City of Pittsburgh; Therefore be it

RESOLVED, That the President of Council appoint a Committee to report on the form and terms of a new contract, and the charges to govern the City use of water under such contract, and that the Committee consist of one member of this body, one representative of the City Law Department and City Utility Engineer, John H. Smith, said Committee to make its recommendation within ten days.

Which was read.

Mr. Gallagher moved

The adoption of the resolution.

Which motion prevailed.

Mr. Weir moved

That the Minutes of Council of Monday, March 6, 1939, be approved.

Which motion prevailed.

And upon motion of Mr. Garland

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Monday, March 20, 1939

No. 13

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE.....President

EDW. W. LINDSAY.....City Clerk

JAMES W. PATTERSON Ass't City Clerk
Pittsburgh, Pa.

Council met.

Present:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Absent:—Messrs.

Anderson	Demmler
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PRESENTATIONS

Mr. Evans (for Mr. Anderson) presented

No. 2604. An Ordinance authorizing the Director of the Department of Public Safety to engage the services of Thomas H. B. Patterson for consultation and editing of a new Police Manual now in the course of preparation, and providing for the payment thereof.

Also

No. 2605. An Ordinance authorizing the issuance of a warrant in favor of the Bell Telephone Co. of Pennsylvania in the sum of \$12,278.05, in payment for services furnished for

the benefit of the City without previous authority of law

Which were read and referred to the Committee on Finance.

Also

No. 2606. An Ordinance amending Ordinance No. 341, approved August 3, 1925, entitled, "An Ordinance regulating the quality of iron and steel and the design, fabrication and use of iron and steel in the construction of buildings and structures in the City of Pittsburgh.

Also

No. 2607. An Ordinance amending Ordinance No. 405, approved October 16, 1924, entitled, "An Ordinance regulating the construction, alteration, additions to, demolition, arrangement, and the use and occupancy of buildings, structures, party walls, and appurtenances thereto, for which provisions are not directly and specifically made by ordinances regulating the classifications of occupancy, and in addition thereto supplementing said ordinances; defining certain words and terms used in the building regulations of the City of Pittsburgh; providing standards for equipment, apparatus and appurtenances thereto, and providing penalties for violation of the provisions of this ordinance."

Which were read and referred to the Committee on Public Safety.

Also

No. 2608 Communication from the Department of Public Safety advising of institution of 60-day trial regulation, effective March 29, 1939, of No Parking 8:00 A.M. to 9:30 A.M. and 4:30 P.M. to 6:00 P.M., with One-hour Parking 9:30 A.M. to 4:30 P.M. on Second avenue, between Minden street and Tipton street, both sides

Also

No. 2609. Communication from the Department of Public Safety advising of institution of 60-day trial regulations, effective March 29, 1939, of No Parking 8:00 A.M. to 9:30 A.M., with One-hour Parking 9:30 A.M. to 6:00 P.M., on Craig street, between Baum boulevard and Centre avenue, easterly side, and No Parking 4:30 P.M. to 6:00 P.M. on Craig street, between Baum boulevard and Centre avenue, westerly side.

Also

No. 2610. Communication from the Department of Public Safety advising of institution of 60-day trial regulations, effective March 29, 1939, of No Parking 8:00 A.M. to 9:30 A.M. on North Negley avenue, between Baum boulevard and Coral street, and between Broad street and Stanton avenue, westerly side, and No Parking 4:30 P.M. to 6:00 P.M. on North Negley avenue, between Baum boulevard and Coral street, and between Broad street and Stanton avenue, easterly side.

Also

No. 2611. Communication from the Department of Public Safety advising of institution of 60-day trial regulations, effective March 29, 1939, of Two-way Traffic between The Boulevard of the Allies and Forbes street on Jumonville, Miltenberger, Marion, Gist, Stevenson, Van Brahm and Pride streets; Two-way Traffic between Colbert street and Hooper street on Locust street; No Turn At Any Time from the west on the Boulevard of the Allies to the north on Jumonville street, or to the north on Marion street, or to the north on Stevenson street, and No Turn At Any Time from the north on Van Brahm street, or from the north on Gist street, or from the north on Pride street, to the east on the Boulevard of the Allies.

Also

No. 2612. Communication from the Department of Public Safety advising of institution of 60-day trial regulations, effective March 29, 1939, of One-hour Parking 8:00 A.M. to 6:00 P.M. on the following designated streets:—

Diamond street, between Ross street and Cherry way, both sides.

Eleventh street, between Duquesne way and Penn avenue, both sides.

Fancourt street, between Duquesne way and Penn avenue, west side; and between Penn avenue and Liberty avenue, east side.

Ferry street, between Water street and the Boulevard of the Allies, west side; between Fourth avenue and Liberty avenue, west side; and between Water street and Fourth avenue, east side.

First avenue, between Ross street and Grant street, both sides.

Fourth avenue, between Liberty avenue and Ferry street, south side.

Liberty avenue, between Water street and Fancourt street, both sides; and between Fancourt street and Stanwix street, south side.

Market street, between Water street and Second avenue, east side; and between Third avenue and Fifth avenue, east side.

Market place, both sides: Diamond street to McMasters way; McMasters way to Graeme street; Graeme street to South Market place; West Market place to Market street.

Penn avenue, between Barbeau street and Stanwix street, south side; and between Garrison way and Fourteenth street, north side.

Ross street, between Water street and Second avenue, both sides.

Second avenue, between Ross street and Grant street, both sides.

Seventh avenue, between Bigelow boulevard and Webster avenue, both sides.

Short street, between the Boulevard of the Allies and Liberty avenue, east side.

Stanwix street, between Duquesne way and Penn avenue, east side.

Tenth street, between Duquesne way and Liberty avenue, east side.

Third avenue, between Wood street and Liberty avenue, north side.

West street, between Water street and First avenue, west side.

William Penn place, between Fifth avenue and Sixth avenue, both sides. Which were severally read, received and filed.

Mr. Evans presented

2613. An Ordinance appropriating sums totalling Two Hundred Thirty-four Thousand (\$234,000.00) Dollars from General Public Improvement Notes "B" 1939 for the payment of the City's share of the cost of Un-

employment Relief Projects, to be carried out by the Department of Public Works and the Department of City Planning, each in conjunction with the Federal Works Progress Administration.

Also

No. 2614. An Ordinance amending Ordinance No. 358, approved August 8, 1938, entitled, "An Ordinance authorizing and directing the proper officers of the City of Pittsburgh to stipulate in the contract documents upon which contracts for the construction, alteration or repairs of any public work or improvement, upon which the Federal Government through the Public Works Administration has made a grant, are entered into, minimum wages to be paid to laborers and mechanics, and providing for the stipulation of penalties in such contracts where such minimum wage stipulations are violated, and for the recovery of such penalties and their return in certain cases," as amended by Ordinance No. 390, approved August 22, 1938.

Also

No. 2615. An Ordinance providing for a contract or contracts for the construction of a sewer on private property of the City of Pittsburgh and J. K. Davison and Brother, and across Thirtieth street, to provide necessary drainage facilities for the proposed Incinerator Plant for the City of Pittsburgh, providing for the payment of the cost thereof; providing therefor an easement through property of J. K. Davison and Brother for the construction and maintenance of said Sewer, and providing for adjudication of damages occasioned thereby and for payment of the cost and expense thereof.

Also

No. 2616. An Ordinance appropriating and setting aside the aggregate amount of \$705,500.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program, from the proceeds to be derived from the sale of General Public Improvement Notes—C—1939.

Also

No. 2617. An Ordinance appropriating and setting aside the sum of Forty-five Thousand (\$45,000.00) Dollars, including engineering and other necessary expenses, for the construction of sewers, water lines and appurtenances in the Bedford Dwellings Housing Site of the Housing Authority of the City of Pittsburgh, from Bond Fund -----, General Public Improvement Notes, 1939.

Also

No. 2618. An Ordinance providing for a contract or contracts for the construction of sewers, water lines and appurtenances on public streets in the Bedford Dwellings Site of the Housing Authority of the City of Pittsburgh, and for the construction of a sewer on the private property of the Housing Authority of the City of Pittsburgh, and for the payment of the costs thereof.

Also

No. 2619. An Ordinance amending Section 1 of Ordinance No. 566, approved December 6, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park, recreation and water systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor," as amended and supplemented.

Also

No. 2620. An Ordinance amending Section 1 of Ordinance No. 539, approved November 23, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, bridges and viaducts, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor," as amended by Ordinance No. 561, approved December 6, 1938, Ordinance No. 2, approved January 16, 1939, and Ordinance No. 37, approved January 27, 1939.

Also

No. 2621. An Ordinance supplementing Section 29, Department of Lands and Buildings, Bureau of Accounts and Administration, of Ordinance No. 618, entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939, and the various amendments thereof and supplements thereto.

Also

No. 2622. An Ordinance authorizing the issuance of warrants in favor of Allegheny Equipment Corporation for \$168.04; Motive Parts Company for \$81.81; Bendix-Westinghouse Brake Station for \$66.18; Dravo-Doyle Company for \$102.95; Miller Chevrolet Company for \$27.52; North Side Buick Company for \$9.34; Dixon Motor Company for \$728.18; Sterling Motors Corporation for \$421.82; Reo Sales Corporation for \$294.94; Duquesne Slag Products Co. for \$498.66; Neville Lime Company for \$230.18; Kelley Island Lime & Transport for \$4,431.44; Snyder & Swanson, Inc. for \$39.98; Johnson Auto Service for \$21.75; Standard Oil of Penna. for \$641.80; Valley Camp Coal Company for \$145.78; W. S. Tyler Company for \$163.20; Pittsburgh Sports Shop, Inc. for \$14.41, and A. G. Spalding & Bros. for \$10.95, in payment of supplies and materials furnished for the benefit of the City without previous authority of law.

Which were severally read and referred to the Committee on Finance.

Also

No. 2623. An Ordinance widening Beaver avenue, at the intersection of Western avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 2624. An Ordinance providing for a contract or contracts for the construction of a ten (10") inch and eighteen (18") inch sewer in Schenley Park, from Carnegie Library to the existing trunk sewer crossing Schenley Park at a point about 255' south of Forbes street, and providing for the payment of the cost thereof.

Also

No. 2625. An Ordinance fixing the location of a portion of the relief sewer in the 33rd Street Drainage Basin that is to be constructed partly on public property and partly on private property as otherwise authorized by Ordinance of Council, extending from a point on private property of the American Smelting and Refining Company, southeast of South Winebiddle avenue (vacated); thence northwesterly, southwesterly and westwardly to a point at or near the private property of the Schuylkill Improvement Land Company of Philadelphia, and providing for an easement on property owned by the American Smelting and Refining Company, the Pennsylvania Railroad Company, Robert T. M. McCready, Edward J. McKenna, Jerry Mattarock et ux, Ella Blundon, Charles F. Goettman and Edna G. Forner, Charles Purcell and the Peoples Savings and Trust Company, for the construction and maintenance of this portion of said relief sewer so located, and providing for adjudication of damages occasioned thereby and for the payment of the costs and expenses thereof.

Also

No. 2626. An Ordinance providing for the letting of a contract for the furnishing and delivery of one Roller for the Bureau of Highways and Sewers, and providing for the payment thereof.

Also

No. 2627. An Ordinance providing for the letting of a contract for one Auto Truck for the Bureau of Tests, Department of Public Works, and providing for the payment thereof.

Also

No. 2628. Communication from W. E. Morris, 300 Aldyl avenue, relative to the condition of Aldyl and Waddington avenues.

Which were severally read and referred to the Committee on Public Works.

Mr. Gallagher presented

No. 2629. An Ordinance authorizing the Mayor and the Director of the Department of Public Welfare to lease the building situated at 317 and 319 Penn avenue from C. C. McKallip & Co., to carry out and complete an unemployment relief project as pro-

vided for in Ordinance No. 200, approved June 5, 1937, and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Mr. Garland presented

No. 2630. Petition for the improvement of Denisonview street, from Shadyhill road to Behren street.

Which was read and referred to the Committee on Public Works.

Also

No. 2631. Petition asking that Lancaster street, from the entrance of Frick Park to Overton street, be permanently closed.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. McArdle presented

No. 2632. An Ordinance authorizing and directing the issue and sale of short-term promissory notes of the City of Pittsburgh in the amount of One Million (\$1,000,000.00) Dollars to provide funds to pay for the acquisition of the necessary land and for constructing, equipping, establishing and furnishing a municipal hospital and auxiliary buildings, including engineering and architectural expenses necessary for the proper functioning of the hospital, within the City of Pittsburgh, for the care of persons suffering from infectious, contagious and other diseases, by the City alone, or jointly with the County of Allegheny, and providing for the redemption of said promissory notes and the payment of interest thereon.

Also

No. 2633. An Ordinance appropriating and setting aside the aggregate amount of \$1,000,000.00 from the proceeds derived from the sale of \$1,000,000.00 short term promissory notes for the payment of the cost, including engineering and other necessary expenses, for constructing, equipping, establishing and furnishing of a Municipal Hospital and auxiliary buildings in the Department of Public Health.

Also

No. 2634. An Ordinance authorizing the employment of one (1) Recording Secretary and fixing the rate of compensation thereof, in connection

with the construction of a Municipal Hospital and for the construction of hospital buildings, alterations and additions to existing hospital buildings and the construction of a new boiler house or heating plant at Leech Farm Tuberculosis Sanatorium.

Also

No. 2635. Petition from owners of property abutting on Woodruff street, between Kearsarge street and Saw Mill Run boulevard, 19th Ward, for adjustment of the assessment for the grading, paving and curbing of said street.

Also

No. 2636. Communication from the Director of the Department of Public Health submitting architectural plans and specifications for the new municipal hospital.

Also

No. 2637. Communication from Mrs. Anna Schneider requesting adjustment of water rent assessment on property at 4784 Cypress street assessed in the name of Regina Rotter, for the years 1926 to 1938, inclusive.

Which were severally read and referred to the Committee on Finance.

Also

No. 2638. An Ordinance consenting to the erection of a memorial to William A. Magee by the William A. Magee Memorial Association upon the triangular plot of ground at the intersection of Sixth avenue, Bigelow boulevard and Grant street.

Which was read and referred to the Committee on Public Works.

Mr. Weir presented

No. 2639. An Ordinance authorizing the Pittsburgh Park and Playground Society to conduct Night Floral Exhibitions in Phipps Conservatory.

Which was read and referred to the Committee on Finance.

Mr. Wolk presented

No. 2640. Resolution authorizing and directing the City Solicitor to institute, in accordance with the Act of April 29, 1874, P. L. 73, Sec. 34, Clause 7, such legal proceedings as may be necessary to enable the City of Pittsburgh to become the owner of the works and property of the St. Clair Water Company and the Chartiers Valley Water Company.

Also

No. 2641. An Ordinance establishing the grade of Reed street, from Elmore street to Falcon way.

Also

No. 2642. An Ordinance re-establishing the grade of Elmore street, from Rose street to Reed street.

Also

No. 2643. An Ordinance establishing the grade of Reed street, from Devillers street to a point 85.0 feet east of Calliope street.

Also

No. 2644. Communication from the Law Department transmitting financial statements of the Pittsburgh Motor Coach Company for the months of January, 1939, and 1938.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 2645. An Ordinance amending Section 1 and the title of an Ordinance entitled, "An Ordinance supplementing Section 30, Department of Lands and Buildings, and Section 69, Bureau of Water, Distribution Division, of an Ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 9, 1939," approved March 17, 1939.

Also

No. 2646. An Ordinance amending portions of Sections 84, 86, 87 and 88, Department of Public Works, of an Ordinance which became a law January 9, 1939, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof."

Also

No. 2647. An Ordinance authorizing the issuance of a warrant in favor of the Pittsburgh Printing Company for \$250.00.

Also

No. 2648. An Ordinance amending Section 12, City Planning Commission, of Ordinance No. 618, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and

the rate of compensation thereof," which became a law on January 9, 1939.

Also

No. 2649. Resolution authorizing and directing the execution of a deed for a lot 42 feet by 115 feet on Bonvue street, 26th Ward, to Charles E. Cobun and Ethel A. Cobun, his wife, for the sum of \$800.00, provided that the purchase money shall be paid within 60 days from the date hereof.

Also

No. 2650. Communication from Weller, Wicks and Wallace, in behalf of their client, The American Reduction Company of Pittsburgh, relative to unpaid bills for collection of garbage and rubbish during the months of October, November and December, 1938, and January, 1939, amounting to \$326,005.64.

Also

No. 2651. Communication from George H. Cohen, Esq., relative to the award of \$700.00 by the Board of Viewers, which has not been paid to his client, Mary Fisher, for damages sustained to her property by reason of the grading and paving of Parkwood road, 16th Ward.

Also

No. 2652. Communication from John M. Kane requesting adjustment of metered water bill for second quarter of 1936, which he claims was excessive due to underground leak, on property at 4927 Jordan way.

Also

No. 2653. Communication from the City Treasurer transmitting statement of collection of delinquent taxes for the periods March 1 to 15, and January 1 to March 15, 1939; also statement of accounts of the City Solicitor.

Which were severally read and referred to the Committee on Finance.

Also

No. 2654. Communication from Edmund W. Dziezgowski, Secretary, Scott Township Commissioners, calling attention to the necessity of a sanitary sewer from McMonagle avenue to the line dividing the Borough of Greentree at or near the property of B. F. Smith.

Also

No. 2655. Communication from the Allegheny County, Pennsylvania, Association, or orders recognized by The

Grand Army of the Republic, asking that the City furnish plants for decoration purposes on the occasion of their Appomattox Day dinner at Soldiers' and Sailors' Memorial Hall on April 10, 1939.

Also

No. 2656. Communication from the Southwestern Allegheny County Improvement Association submitting copy of resolution adopted by that body urging prompt action by the authorities of the City, County and State to bring about the immediate improvement of Saw Mill Run boulevard from the northerly end of Banksville road to the West End bridge.

Also

No. 2657. Petition submitted by the East Liberty Chamber of Commerce from business men of that district asking that the work on the reconstruction of the Shady Avenue bridge be expedited.

Also

No. 2658. Petition from the Calhoun Park Boosters' Association for the installation of a street light on Playport street, midway between Lindberg and Diller avenues, 31st Ward.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2659. Resolution requesting the Commissioners of the County of Allegheny, in litigation now or to be undertaken between the City of Pittsburgh and The Peoples Natural Gas Company on questions of rates and service, to render to the City of Pittsburgh the assistance authorized in the Act of 1937, P. L. 542.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 2660.

Pittsburgh, Pa., March 16, 1939.

Mr. E. W. Lindsay
City Clerk

Dear Sir:

To eliminate any uncertainty as to his authority to act, I hereby designate Wm. Alvah Stewart, City Solicitor, to act as Deputy Mayor during the remainder of my necessary absence from

the City, in accordance with the provisions of the Act of June 22, 1931, P. L. 665.

Council has already fixed the amount of Mr. Stewart's bond as Deputy Mayor and has approved his bond in the amount fixed. This bond is on file in the office of the Controller, in accordance with the provisions of the Act of June 22, 1931, P. L. 665, and is still in full force and effect.

Very truly yours,
CORNELIUS D. SCULLY,
Mayor.

Which was read, received and filed.

Also

No. 2661.

CONTINENTAL CASUALTY COMPANY

Pittsburgh, Pa., March 18, 1939.

Mr. James P. Kerr, Controller,
City of Pittsburgh,
City-County Building,
Pittsburgh, Pa.

Dear Sir:

Re. Bond No. 56053—William Alvah Stewart, Deputy Mayor, City of Pittsburgh.

On March 2nd, 1939 our Company executed a bond in the penalty of \$25,000 in behalf of William Alvah Stewart as Deputy Mayor of the City of Pittsburgh, which bond was duly filed. This bond is in full force and effect, unless cancelled, until March 2nd, 1940.

Whenever it is necessary for the Mayor of the City of Pittsburgh to be absent and, under the existing law, the Deputy Mayor is empowered to act, this bond is in full force and effect.

Very truly yours,
W. W. GERRARD,
Assistant Manager.
Bond Department.

Which was read, received and filed.

The Chair also presented

Bill No. 2566. Bond of the Continental Casualty Company in behalf of William Alvah Stewart as Deputy Mayor, in the amount of \$25,000.00, in favor of the City of Pittsburgh.

In Council, March 6, 1939, read and approved.

Which was read.

Mr. McArdle moved

That the bond, with the endorsement, be approved.

Which motion prevailed.

REPORTS OF COMMITTEES

Mr. Evans (for Mr. Demmler) presented

No. 2662. Report of the Finance Committee for March 14, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2417. An Ordinance entitled, "An Ordinance amending Section 12, City Planning Commission, of Ordinance No. 618 entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 9, 1939."

Which was read.

Mr. Evans moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Also

Bill No. 2469. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of S. C. Hamilton for \$1,323.68; Reliable Printing Co., for \$48.10; City Blue Print Co., for \$1.96; Tydings Company for \$3.60; Monarch Oil Co., for \$1.00; B. K. Elliott Co., for \$3.19, in payment for services rendered and supplies furnished for the benefit of the City, without previous authority of law."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	

Noes:—Messrs.

Weir O'Toole, (Pres't)

Ayes 5. Noes 2.

And there not being two-thirds of the votes of Council in the affirmative, the bill failed to pass finally.

Also

Bill No. 2483. An Ordinance entitled, "An Ordinance appropriating the sum of Fifteen Thousand two hundred fifty (\$15,250.00) Dollars from Bond Fund 127, Public Improvement Notes 1936, and the sum of Two thousand seven hundred fifty (\$2,750.00) Dollars from Bond Fund 129, General Municipal Improvement Bonds 1936, a total of Eighteen thousand (\$18,000.00) Dollars, for alterations to the unused portion of the Herron Hill Pumping Station and for furnishing and installing equipment therein for use of the Bureau of Tests, Department of Public Works."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2484. An Ordinance entitled, "An Ordinance providing for a contract or contracts for alterations to the unused portion of the Herron Hill Pumping Station, and for furnishing and installing equipment therein for use of the Bureau of Tests, Department of Public Works, and providing for the payment of the cost thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2578. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Ganges way, private property of the Terminal Coal Company and Baldwin road, from a point about one hundred fifty (150') feet southwest of Rand street to the existing sewer on Baldwin road, with branch sewers on a private road, private properties of Philip Clark, et ux, and Louise Jones, on Rand street and Ganges way, to be carried out with aid furnished by the Federal Works Progress Administration, its successor or successors, and providing that the costs not borne by the Federal Works Progress Administration, its successor or successors, and the damages and expenses of the same be

assessed against and collected from property especially benefited thereby."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2579. An Ordinance entitled, "An Ordinance providing for a contract or contracts, to be carried out as a Federal Emergency Administration of Public Works project, for the construction of a relief sewer and other incidental work in the Thirty-third Street Drainage Basin, from a point near the intersection of South Winebiddle avenue produced and the Pennsylvania Railroad to the existing sewer on Neville street, approximately 550 feet northwest of Short street, as located by ordinance, and providing for the payment of the cost thereof from funds otherwise appropriated therefor."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2588. An Ordinance entitled, "An Ordinance setting aside and appropriating the sum of \$5,000.00 from Code Account No. 42-2 Contingent Fund, Budget Adjustments, toward the payment of expenses of the National Encampment of the Grand Army of the Republic to be held in the City of Pittsburgh in August, 1939."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2589. An Ordinance entitled, "An Ordinance authorizing the leasing of City-owned property located

at 428 Fourth avenue, First Ward, Pittsburgh, Pennsylvania, to John Ullrich."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2590. An Ordinance entitled, "An Ordinance authorizing the directing the Mayor and the Department of City Planning to prepare topographic models of the City of Pittsburgh from existing topographic maps in conjunction with the Federal Works Progress Administration, and providing for the payment of the City's share of the cost thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans
Gallagher Weir
Garland Wolk
McArdle O'Toole, (Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2546. Resolution authorizing and directing the City Controller to transfer the sum of \$11,600.00 from Code Account No. 1624, Wages, Temporary Employees, October to December, to Code Account No. 1621, Wages, Temporary Employees, January to March, both within the Bureau of Highways and Sewers, D. P. W.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans Weir
Gallagher Wolk
Garland O'Toole, (Pres't)
McArdle

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2592. Resolution authorizing and directing the City Controller to accept the sum of \$500.00 and an assignment and release of all the right, title and interest in and to 145 shares Bendix Aviation Corporation Common Stock and 100 shares Consolidated Oil Corporation Common Stock, from W. J. White, in full settlement of his collateral note dated September 21, 1929, in the sum of \$10,580.73 and accrued interest at the rate of 6% per annum from August 27, 1933; to discontinue or satisfy the suit entered at No. 1935 April Term, 1939, and

relieving said Controller from further accounting for said note.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans Weir
Gallagher Wolk
Garland O'Toole, (Pres't)
McArdle

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2591. Resolution amending Resolution No. 28 recorded in Resolution Book Volume 9, Page 346, authorizing the execution and delivery of a deed to the Fox Chapel Authority for certain property situate in O'Hara Township, being a portion of the property formerly known as the Montrose Pumping Station.

In Finance Committee, March 14, 1939, ordered returned to Council with an affirmative recommendation, subject to report from the Department of Public Works.

Which was read.

The Chair stated

That the resolution would lay over pending receipt of report.

Mr. Evans presented

No. 2663. Report of the Committee on Public Works for March 20, 1939, transmitting two Lot Plans and two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2580. "Green Terrace" Plan of Lots laid out in the 20th Ward by Herbert and Beatrice Jacobson and dedication of a strip of ground 8.5 feet wide as shown thereon, for public use

for highway purposes, and opening the same for the widening of Crane avenue.

Which was read, accepted and approved by the following vote:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

Also

Bill No. 2581. An Ordinance entitled, "An Ordinance approving 'Green Terrace' Plan of Lots in the Twentieth Ward of the City of Pittsburgh, laid out by Herbert and Beatrice Jacobson; accepting the dedication of a strip of ground 8.5 feet wide as shown thereon, for public use for highway purposes, and opening the same for the widening of Crane avenue."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2582. "Green Tree Heights Plan of Lots" laid out in the 20th Ward by A. N. Crouch, Inc., and the dedication of Grovemount road and Winchester drive, as shown thereon.

Which was read, accepted and approved by the following vote:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

Also

Bill No. 2583. An Ordinance entitled, "An Ordinance approving the 'Green-tree Heights Plan of Lots' in the Twentieth Ward of the City of Pittsburgh, laid out by A. N. Crouch, Inc.; accepting the dedication of Grovemount road and Winchester drive, as shown thereon, for public use for highway purposes; opening and naming the same, and establishing the grades thereon."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And the question recurring, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Wolk presented

No. 2664. Report of the Committee on Public Service and Surveys for March 14, 1939, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2584. An Ordinance entitled, "An Ordinance establishing and re-establishing the grade of Montier street, from the City line at a point 100.0 feet north of Laketon road,

to the City line at a point 400.0 feet east of Van Tine street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2585. An Ordinance entitled, "An Ordinance fixing and re-fixing the width and position of the roadways, the divisor between roadways, and the sidewalks and berms of Bigelow boulevard, from the first curve east of Washington place to the first curve west of the Bloomfield bridge; providing for slopes, parking, retaining walls and steps, and establishing and re-establishing the grade thereof from a point 850.0 feet east of the Seventeenth Street Incline to the first curve west of the Bloomfield Bridge."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2586. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadways, and establishing the opening grades of Penham place and Penham lane, as laid out and proposed to be dedicated as legally opened highways, by John Jackson Bissell and Margaret S. Bissell, in a plan of lots of their property in the Fourteenth Ward of the City of Pittsburgh, named 'Penham Plan of Lots.'"

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Evans (for Mr. Anderson) presented

No. 2665. Report of the Committee on Public Safety for March 14,

1939, transmitting an ordinance and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2577. An Ordinance entitled, "An Ordinance supplementing Section 2 of Ordinance No. 335 entitled, 'An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof,' approved October 3, 1922, as amended and supplemented, by adding thereto another paragraph further regulating the use and operation of vehicles on the streets of the City of Pittsburgh, and supplementing Section 2 and 3 of said Ordinance by adding designated streets or portions of streets to certain designated paragraphs thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2576. Resolution authorizing and empowering the Director of the Department of Public Safety to arrange for the furnishing of Boy Scouts at fifty cents each for a traffic count to be held during the month of May, 1939, and to employ clerks at sixty cents per hour and to rent machines for the tabulation of portions

of data; appropriating \$1,000.00 from Code Account No. 1491, Item B, Boy Scout Traffic Count, Bureau of Traffic Planning, and \$1,000.00 from Code Account No. 1492, Item B, Tabulation Fund, Bureau of Traffic Planning, for the payment thereof, together with necessary expenses, and authorizing the issuing of warrants accordingly.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS

Mr. Gallagher presented

No. 2666.

WHEREAS, City Council on March 9, 1937, adopted a resolution directing the City Solicitor to instruct Council on the desirability and advisability of renewing rate cases against the Equitable Gas Company and the Peoples Natural Gas Company, and instituting a rate case against the Manufacturers Light and Heat Company; and

WHEREAS, On June 21, 1937, City Council adopted a resolution authorizing and directing the Department of Law to prepare and file a petition to intervene in the complaint by the Pennsylvania Public Utility Commission on its own motion against the above companies on the rates charged by them; and

WHEREAS, The servicing of natural gas is performed by three independent natural gas companies formed under the laws of Pennsylvania, to wit: the Equitable Gas Company, The Peoples Natural Gas Company and the Manufacturers Light and Heat Company; and

WHEREAS, The franchises were granted by the City with the expectation that their competition would conduce to low rates and charges for the public service; and

WHEREAS, The rates for domestic service was raised in 1921 from 45 cents to 50 cents, and in 1924 again unwarrantedly raised from 50 cents to 60 cents, which rate continues until the present time; and

WHEREAS, According to press reports, the Peoples Natural Gas Company will advance the rates to small consumers by about fifty per cent; Therefore, be it

RESOLVED, That the City Solicitor and Utility Engineer John H. Smith be directed to go to Harrisburg and personally contact the members of the Pennsylvania Public Utility Commission and ascertain the present status of the gas cases pending for two years; And be it further

RESOLVED, That the City Solicitor and the Utility Engineer protest vigorously against any proposed increase in rates to the citizens of the City of Pittsburgh, and request the Commission to suspend the new gas rates as filed by the Peoples Natural Gas Company, and to report back to Council as soon as they have a hearing before the Public Utility Commission.

Which was read.

Mr. Gallagher moved

The adoption of the resolution.

Mr. Gallagher said:

Mr. President and Members of Council:—You will note in the preamble of the resolution the fact that City Council on March 9, 1937, adopted a resolution directing the Law Department to instruct Council as to the desirability and advisability of instituting cases against the three gas companies serving the City of Pittsburgh for a reduction in rates.

Again, on June 21, 1937, City Council adopted a resolution directing the City Law Department to intervene in a pending rate case, which was started after I introduced the resolution in Council, on motion of the Public Utility Commission of the State of Pennsylvania, to investigate the gas rates in the entire State of Pennsylvania.

As far as I have been able to ascertain the City Law Department had petitioned the Public Utility Commission and intervened in this case.

This question has been pending before the Pennsylvania Public Utility Commission since that time. According to press reports the Peoples Natural Gas Company intends to ask the Commission to permit it to raise its rates. This increase in rates will apply principally to domestic users, bringing its price for natural gas above the cost of artificial gas.

I presume this is an answer to the Commission's desire to reduce rates.

Up until the present time I don't know what the status of these cases are before the Public Utility Commission. From time to time I contacted the Assistant City Solicitor and he, by mail, contacted the Public Utility Commission, and they replied that they were preparing data and getting the cases ready.

The purpose of this resolution, if adopted by Council, is to have the City Solicitor and the Utility Engineer arrange to go personally to Harrisburg and contact the Public Utility Commission of the State of Pennsylvania, and object to any increase in gas rates at the present time. The Peoples Natural Gas Company alone is asking for an increase in gas rates at this time. There is no doubt, in my mind, if they are permitted to increase their rates, the Equitable Gas Company and the Manufacturers Light and Heat Company will ask for the same privilege.

It is not so long ago that this Gas Company was transporting gas 200 miles to the City of Cleveland from the same fields furnishing gas to Pittsburgh at much cheaper rates and they then were given permission to increase their rates above those of Pittsburgh.

I don't know whether the change in complexion of the Commission is an incentive for this Company to ask at this time for permission to increase its gas rates.

I think it is the duty of the City Solicitor and the Utility Engineer to look after the interests of the citizens of Pittsburgh and compel this Company to show why it is entitled to an increase in rates.

Many independent gas producers have informed me that they offered their gas for 17 cents. It is also reported to me that the Gas Companies can produce gas for 12 cents and it is their custom to charge themselves 37 cents at the wells.

What I would like to find out is: if the City of Pittsburgh has granted to all public utilities—the water companies, the South Pittsburgh Water Company, the Pittsburgh Railways Company, the Duquesne Light Company, and the three gas companies—certain concessions to use city streets, and if the citizens of Pittsburgh who have to maintain this costly form of government and who are not only burdened with the taxes to maintain the government, but who have to give over these concessions to these utilities, and under an old ruling of Court, why are they exempt from paying taxes to the City of Pittsburgh?

There is a bill pending in the Legislature at Harrisburg, sponsored by Representative Holland (which is practically the same bill I sponsored in the Legislature in 1933) placing a tax upon the properties of the utilities in Pittsburgh.

When the original gas franchises were given by the City of Pittsburgh, one of the conditions was that the companies should furnish free to the Municipality—and that privilege was enjoyed for years and years—gas for its fire and police stations and other municipal activities. I have never been able to ascertain why that agreement was abrogated. I know that the City of Pittsburgh is one of the big consumers of these gas companies; and for that reason these franchise privileges should be looked into.

I never could understand why the Public Utility Commission, or whatever Commission was in operation, allowed these three gas companies, serving the citizens of Pittsburgh, to maintain the same rates. I know from personal experience the practice of these companies in charging the same rate. I lived at 2116 Sidney street, on the South Side, and was served by the Manufacturers Light and Heat Company, and moved across the street to 2119 Sidney street, at which place I was served by the Equitable Gas Company. Here is an

example of two gas companies serving consumers on the same street. There are similar cases existing all over the City of Pittsburgh—two companies serving the same street. They have no competition. They have their price set by the Public Utility Commission and the citizens of Pittsburgh have to pay whatever price is fixed by the Commission. I believe there should be competition for this service. When the City permitted these gas companies to lay gas lines in the streets it was with the idea that there would be competition.

If the Council will get back of this resolution and instruct the City Solicitor and the Utility Engineer to look into these cases pending before the Public Utility Commission of Pennsylvania, they will be able to show that the Peoples Natural Gas Company is not entitled to an increase in rate.

In the old rate case the Peoples Natural Gas Company was shown to have put less than \$7,000,000 of its own cash into the company from 1904 to 1924, to have paid stock dividends in the same period of \$9,365,000.00 bringing its total stock issue up to \$13,200,000.00. Further, in the same period of 20 years, it declared cash dividends of about \$20,000,000.00.

I also found out, in my investigations, that the Peoples Natural Gas Company is controlled by the Standard Oil Company of New Jersey; and I think our Utility Engineer and our City Solicitor, with the information that is at hand, can prove to the Public Utility Commission of Pennsylvania, that there is no justification in the proposed increase of gas rates in the City of Pittsburgh by the Peoples Natural Gas Company.

I want to say that if they get away with it, the Manufacturers Light and Heat Company and the Equitable Gas Company will want the same privileges.

Mr. McArdle arose and said:

Mr. President:—I would like to ask Mr. Gallagher if he does not expect to get some definite report from the Department of Law after they have carried out the provisions of this resolution?

Mr. Gallagher said:

In answer to Mr. McArdle, on the two pending questions before the Public Utility Commission, I think about the only thing that our Law Department did was to communicate with them. I have several letters received from the Commission, stating that they were preparing data, and nothing was ever done by our Law Department going down and asking for a hearing. These two previous resolutions adopted by Council did not accomplish the purposes I intended. My purpose in introducing the resolution today is to have the City Solicitor and the Utility Engineer take hold of these cases personally and contact the Commission in Harrisburg, ascertain the present status of the gas cases pending and vigorously protest any proposed increase in rates by the Peoples Natural Gas Company, and to request the Commission to suspend the new gas rates as filed by this Company.

Mr. McArdle said

It appears to me that the Law Department should submit a report to Council what it is able to accomplish after it has carried out the provisions of this resolution, so that if anything further is to be done by Council, we will know the facts and can act accordingly.

Mr. Gallagher said:

Mr. President, I am willing to amend the resolution to provide that the City Solicitor and the Utility Engi-

neer report back to Council as soon as they have had a hearing before the Public Utility Commission of Pennsylvania.

Mr. Gallagher moved

To amend the resolution by adding thereto the following: "And to report back to Council as soon as they have a hearing before the Public Utility Commission."

Which motion prevailed.

And on the question "Shall the resolution, as amended, be adopted?"

The motion prevailed.

Mr. Garland moved

That the following members of Council be excused for absence from Council and Committee meetings:

Mr. Anderson on February 20, 21, 23, 28; March 6, 7, 12, 13 and 14, 1939;

Mr. Demmler on February 20, 21, 23, 28; March 6, 7, 12, 13 and 14, 1939;

Mr. Evans on February 20, 21 and 28, 1939;

Mr. Weir on February 20, 21, 23 and 28, 1939.

Which motion prevailed.

Mr. Weir moved

That the Minutes of Council of Monday, March 13, 1939, be approved.

Which motion prevailed.

And upon motion of Mr. McArdle.

Council adjourned

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Friday, March 24, 1939

No. 14

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON--Ass't City Clerk

Pittsburgh, Pa.

Friday, March 24, 1939

Council met pursuant to the following call:

Pittsburgh, Pa., March 22, 1939

Mr. E. W. Lindsay,
Clerk of Council

Dear Sir:

Please call a special meeting of Council for Friday, March 24, 1939, at 2:00 o'clock, P. M., for the purpose of taking up Committee reports, and such other business as may come before the meeting.

Very truly yours,

JAMES L. O'TOOLE, Jr.,
President of Council.

Which was read, received and filed.

Present:—Messrs.

Evans

Weir

Gallagher

Wolk

Garland

O'Toole (Pres't).

McArdle

Absent:—Messrs.

Anderson

Demmler

REPORTS OF COMMITTEES

Mr. Gallagher moved

In order that the reports of the various Committees may be con-

sidered at this time, Rule 8 be suspended, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from Committee, at least forty-eight hours previous to their final consideration by Council.

Which motion prevailed.

Mr. Gallagher (for Mr. Demmler) presented

No. 2667. Report of the Committee on Finance for March 21, 1939, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2290. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Supplies to compile data for and install modern visible cumulative commodity purchase index; cumulative vender purchase record; comprehensive catalog index and refile all documents pertinent to purchase orders involved, in conjunction with the Federal Works Progress Administration, providing for the performance of such work as may not be assumed by the Works Progress Administration, and for the payment of the cost thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2604. An Ordinance entitled, "An Ordinance authorizing the Director of the Department of Public Safety to engage the services of Thomas H. B. Patterson for consultation and editing of a new Police Manual now in the course of preparation, and providing for the payment thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2614. An Ordinance entitled, "An Ordinance amending Ordinance No. 358, approved August 8, 1938, entitled, 'An Ordinance authorizing and directing the proper officers of

the City of Pittsburgh to stipulate in the contract documents upon which contracts for the construction, alteration or repairs of any public work or improvement, upon which the Federal Government through the Public Works Administration has made a grant, are entered into, minimum wages to be paid to laborers and mechanics, and providing for the stipulation of penalties in such contracts where such minimum wage stipulations are violated, and for the recovery of such penalties and their return in certain cases,' as amended by Ordinance No. 390, approved August 22, 1938."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2615. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of a sewer on private property of the City of Pittsburgh and J. K. Davison and Brother, and across Thirtieth Street, to provide necessary drainage facilities for the proposed Incinerator Plant for the City of Pittsburgh; providing for the payment of the cost thereof; providing therefor an easement through property of J. K. Davison and Brother for the construction and maintenance of said sewer, and providing

for adjudication of damages occasioned thereby and for payment of the cost and expense thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2616. An Ordinance entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$705,500.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program, from the proceeds to be derived from the sale of General Public Improvement Notes C. 1939."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2619. An Ordinance entitled, "An Ordinance amending Section 1 of Ordinance No. 566, approved December 6, 1938, entitled, 'An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage park, recreation and water systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor,' as amended and supplemented."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2620. An Ordinance entitled, "An Ordinance amending Section 1 of Ordinance No. 539, approved November 23, 1938 entitled, 'An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, bridges and viaducts, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor,' as amended by Ordinance No. 561, approved December 6, 1938, Ordinance No. 2, approved January 16, 1939, and Ordinance No. 37, approved January 27, 1939."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2632. An Ordinance entitled, "An Ordinance authorizing and directing the issue and sale of short-term promissory notes of the City of Pittsburgh in the amount of One Million (\$1,000,000.00) Dollars to provide funds to pay for the acquisition of the necessary land and for constructing, equipping, establishing and furnishing

a municipal hospital and auxiliary buildings, including engineering and architectural expenses necessary for the proper functioning of the hospital, within the City of Pittsburgh, for the care of persons suffering from infections, contagious, and other diseases, by the City alone, or jointly with the County of Allegheny, and providing for the redemption of said promissory notes and the payment of interest thereon."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2633. An Ordinance entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$1,000,000.00 from the proceeds derived from the sale of \$1,000,000.00 short term promissory notes for the payment of the cost, including engineering and other necessary expenses, for constructing, equipping, establishing and furnishing of a Municipal Hospital and auxiliary buildings in the Department of Public Health."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2639. An Ordinance entitled, "An Ordinance authorizing the Pittsburgh Park and Playground Society to conduct Night Floral Exhibitions in Phipps Conservatory."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2646. An Ordinance entitled, "An Ordinance amending portions of Sections 84, 86, 87 and 88, De-

partment of Public Works, of an Ordinance which became a law January 9th, 1939, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof.'"

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2648. An Ordinance entitled, "An Ordinance amending Section 12, City Planning Commission, of Ordinance No. 618, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law on January 9, 1939."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2647. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the Pittsburgh Printing Company for \$250.00."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2605. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the Bell Telephone Co. of Pennsylvania, in the sum of \$12,278.05, in payment for services furnished for the benefit of the City, without previous authority of law."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2536. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to improve Highland Park, Schenley Park and the public park opposite and south of the Buhl Planetarium, commonly known as 'Ober Park,' all in conjunction with the Federal Works Progress Administration, providing for the performance of such work as may not be assumed by the Federal Works Progress Administration, and for the payment of the City's share of the cost thereof."

In Finance Committee, March 21, 1939, bill read and amended in Section 1 by striking out the words "constructing walks," and in Section 4 by striking out the amount "\$12,000.00" and by inserting in lieu thereof the amount "\$5,000.00," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Gallagher moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2537. An Ordinance entitled, "An Ordinance appropriating sums totalling Six Thousand (\$6,000.00) Dollars from Public Improvement Notes 1939, Bond Fund 139, for the City's share of the cost of certain improvements to Highland Park and Schenley Park and to the public park opposite and south of Buhl Planetarium, commonly known as 'Ober Park,' all to be carried out by the Department of Public Works in conjunction with the Federal Works Progress Administration."

In Finance Committee, March 21, 1939, bill read and amended in Section 1 by striking out and by inserting as shown in red, and in the title by striking out the amount "Six Thousand (\$6,000.00) Dollars" and by inserting in lieu thereof the amount "Eight Thousand (\$8,000.00) Dollars," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Gallagher moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2645. An Ordinance entitled, "An Ordinance amending Section 1 and the title of an Ordinance entitled, 'An Ordinance supplementing Section 30, Department of Lands and Buildings, and Section 69, Bureau of Water, Distribution Division, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939,' approved March 17, 1939."

In Finance Committee, March 21, 1939, bill read and amended in Section 1, by adding at the end thereof "and amending Section 30, Department of Lands and Buildings, of an Ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 9, 1939, the portion which reads:

Plasterers—\$ 9.00 each per day
to read

Plasterers—\$14.00 each per day" and in the title by adding at the end thereof the words "amending Section 30, Department of Lands and Buildings, of an Ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compen-

sation thereof,' which became a law January 9, 1939," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Gallagher moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. McArdle moved

That the bill be amended by adding at the end of Section 1, the words "and amending Section 56, Bureau of Highways and Sewers, Division Offices, of said Ordinance, by striking out the item: '223 Laborers, April, May and June 13,435 days, \$5.00 each per day' and by inserting in lieu thereof, the item: '269 Laborers, April, May and June, \$5.00 each per day,'" and in the title by inserting, after the words "Department of Lands and Buildings," where they appear a second time, the words "and amending Section 56, Bureau of Highways and Sewers, Division Offices."

Which motion prevailed.

And the bill having been printed and placed upon the members' desks, as amended, was agreed to on second reading, as amended.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Gallagher

Garland

McArdle

Ayes 7. Noes none.

Weir

Wolk

O'Toole, (Pres't)

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Gallagher (for Mr. Demmler) also presented

No. 2668. Report of the Committee on Finance for March 22, 1939, transmitting two ordinances to Council.

Which was read, received and filed.

Also

Bill No. 2613. An Ordinance entitled, "An Ordinance appropriating sums totalling Two Hundred Thirty-four Thousand (\$234,000.00) Dollars from General Improvement Notes 'B' 1939 for the payment of the City's share of the cost of Unemployment Relief Projects, to be carried out by the Department of Public Works and the Department of City Planning, each in conjunction with the Federal Works Progress Administration."

In Finance Committee, March 22, 1939, bill read and amended in Section 1 by striking out and by inserting as shown in red, and in the title by striking out the words "Two Hundred Thirty-four Thousand (\$234,000.00) Dollars" and by inserting in lieu thereof the words "Two hundred Twenty-eight Thousand (\$228,000.00) Dollars," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Gallagher moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. McArdle moved

To amend the bill in Section 1, by striking out the words "Department of City Planning

15 for Geodetic and Topographic Survey, for delinquent Tax Survey Records, for obtaining, compiling and mapping land use data, for preparing Topographic models, for Survey and Planning Work, \$6,000.00.
Sub total—\$6,000.00."

Which motion prevailed.

And the bill as read a second time and amended, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2629. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Welfare to lease the building situated at 317 and 319 Penn avenue from C. C. McKallip & Co., to carry out and complete an unemployment relief project as provided for in Ordinance No. 200, approved June 5th, 1937, and providing for the payment thereof."

In Finance Committee, March 22, 1939, bill read and amended in Section 1 by striking out the amount "\$20,000.00" and by inserting in lieu thereof the amount "\$15,000.00," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Gallagher moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Evans presented

No. 2669. Report of the Committee on Public Works for March 21, 1939, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2404. An Ordinance entitled, "An Ordinance widening Willmot street, from Parkview avenue to Juno street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2624. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of a ten (10") inch and eighteen (18") inch sewer in Schenley Park, from Carnegie Library to the existing trunk sewer crossing Schenley Park at a point about 255' south of Forbes street, and providing for the payment of the cost thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2625. An Ordinance entitled, "An Ordinance fixing the location of a portion of the relief sewer in the 33rd Street Drainage Basin that is to be constructed partly on public prop-

erty and partly on private property as otherwise authorized by Ordinance of Council, extending from a point on private property of the American Smelting and Refining Company, southeast of South Winebiddle avenue (vacated); thence northwestwardly, southwestwardly and westwardly to a point at or near the private property of the Schuylkill Improvement Land Company of Philadelphia, and providing for an easement on property owned by the American Smelting and Refining Company, the Pennsylvania Railroad Company, Robert T. M. McCreedy, Edward J. McKenna, Jerry Mattarock et ux, Ella Blundon, Charles F. Goettman and Edna G. Forner, Charles Purcell, and the Peoples Savings and Trust Company, for the construction and maintenance of this portion of said relief sewer so located, and providing for adjudication of damages occasioned thereby and for the payment of the costs and expenses thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2626. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of one Roller for

the Bureau of Highways and Sewers, and providing for the payment thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2627. An Ordinance entitled, "An Ordinance providing for the letting of a contract for one auto truck for the Bureau of Tests, Department of Public Works, and providing for the payment thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2552. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of five automatic Street Sweepers for the Bureau of Highways and Sewers, and providing for the payment thereof."

In Public Works Committee, March 21, 1939, bill read and amended in Section 1 by striking out and by inserting as shown in red, and in the title by striking out the word "Five" and by inserting in lieu thereof the word "Three," and as amended, ordered returned to Council with an affirmative recommendation.

Mr. Evans moved

That the amendments of the Public Works Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an negative recommendation,

Bill No. 2488. An Ordinance entitled, "An Ordinance widening Western avenue, at the intersection of Beaver avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Evans moved

That further action on the bill be indefinitely postponed.

Which motion prevailed.

Mr. Wolk presented

No. 2670. Report of the Committee on Public Service and Surveys for March 21, 1939, transmitting sundry ordinances and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2441. An Ordinance entitled, "An Ordinance vacating Oxline street (formerly Ogden, formerly Ohio) street, in the Twenty-first Ward of the City of Pittsburgh, (originally laid out as an unnamed 50-foot street adjacent and parallel to the Ohio River, in the Manchester Plan, Plan Book Vol. 1, page 12), from the southerly line of Juniata street to the northerly line of Roalman street; providing for the closing of said street and the return of the land included therein to the owners thereof, free and discharged of any easements or property rights relating to a right of passage thereon or thereover, arising out of the sale of lots by reference to said Plan, and the taking and extinguishing of all such easements or property rights, and providing for the assessment of damages occasioned thereby against properties peculiarly benefited."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2641. An Ordinance entitled, "An Ordinance establishing the grade of Reed street, from Elmore street to Falcon way."

In Public Service and Surveys, March 21, 1939, ordered returned to Council with an affirmative recommendation, subject to securing waiver.

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

The Clerk stated

That he had not secured the waivers on the ordinances establishing the grade of Reed street and Elmore street.

Mr. Evans arose and said:

Mr. President:—I was expected to get a report on the question of the waiver of damages. I don't know whether they are provided for or not.

I might say, for the information of Council, that only four properties are affected. Reed street, on which it is proposed to re-establish the grade, is a very rough street, with a hill in front of these four houses. There can pos-

sibly be no damages to these houses because of the refixing the grade. On the other hand, it will be an improvement.

The Housing Authority will grade the street down to the level of the houses; whereas they have a hill in front of them now.

The only other property effected is that of the Rose Street School. The hill alongside this school property will also be levelled off.

Just why the releases are not in, I don't know, but I can report that there will be no damages by reason of establishing these grades.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2642. An Ordinance entitled, "An Ordinance re-establishing the grade of Elmore street, from Rose street to Reed street."

In Committee on Public Service and Surveys, March 21, 1939, ordered returned to Council with an affirmative recommendation, subject to securing waiver.

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2643. An Ordinance entitled, "An Ordinance establishing the grade of Reed street, from Devilliers street to a point 85.0 feet east of Calliope street."

In Committee on Public Service and Surveys, March 21, 1939, ordered returned to Council with an affirmative recommendation, subject to securing waiver.

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2659. Resolution requesting the County Commissioners of

Allegheny County, in litigation now or to be undertaken between the City of Pittsburgh and The Peoples Natural Gas Company, on questions of rates and service, to render to the City of Pittsburgh the assistance authorized in the Act of 1937, P. L. 542.

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Evans (for Mr. Anderson) presented

No. 2671. Report of the Committee on Public Safety for March 21, 1939, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2606. An Ordinance entitled, "An Ordinance amending Ordinance No. 341, approved August 3, 1925, entitled, 'An Ordinance regulating the quality of iron and steel and the design, fabrication and use of iron and steel in the construction of buildings and structures in the City of Pittsburgh.'"

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2607. An Ordinance entitled, "An Ordinance amending Ordinance No. 405, approved October 18, 1924, entitled, 'An Ordinance regulating the construction, alteration, additions to, demolition, arrangement, and the use and occupancy of buildings, structures, party walls, and appurtenances thereto, for which provisions are not directly and specifically made by ordinances regulating the classifications of occupancy, and in addition thereto supplementing said ordinances; defining certain words and terms used in the building regulations of the City of Pittsburgh; providing standards for equipment, apparatus and appurtenances thereto, and providing penalties for violation of the provisions of this ordinance.'"

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Weir moved

That the Department of Public Safety through the Bureau of Building Inspection be authorized and instructed to issue a permit to the Fairfax Hotel Management to construct a canopy in front of their building on Fifth avenue between Craig and Neville streets at a height of 8 feet instead of 9 feet as provided for in the ordinance regulating the construction of canopies, subject to the discretion of the Bureau of Building Inspection.

Which motion prevailed.

UNFINISHED BUSINESS

The Chair took up

Bill No. 2591. Resolution amending Resolution No. 28, recorded in Resolution Book Vol. 9, page 346, authorizing the execution and delivery of a deed to the Fox Chapel Authority for certain property situate in O'Hara Township, being a portion of property formerly known as "Montrose Pumping Station."

In Council, March 20, 1939, read and laid over pending receipt of report.

And the resolution was read a second time.

The Chair presented

No. 2672.

March 20, 1939.

Subject: Bill No. 2591—Resolution Amending Resolution No. 28, Series 1939—Sale of Portion of Montrose Pumping Station Ground.

President and Members of Council,
City of Pittsburgh.
Gentlemen:

We have reviewed Bill 2591, Resolution

amending Resolution No. 28, Series 1939, authorizing sale of 1.51 acres from the former Montrose Pumping Station property to the Fox Chapel Authority, and, insofar as the interests of this department are concerned, it meets with our approval.

There is no record of any City survey of this property. However, inasmuch as Blum, Weldin & Co. are reputable engineers and their survey of February 27, 1939, conforms very closely to boundary lines shown on an old drawing of the former City of Allegheny, we accept their survey as being correct.

Yours very truly,

F. M. ROESSING,

Director.

Which was read, received and filed.

Mr. McArdle moved

A suspension of the rule to allow the third reading and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Weir moved

That when Council adjourns, it shall adjourn to meet at the call of the Chair.

Which motion prevailed.

And there being no further business before the meeting, the Chair declared

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Wednesday, March 29, 1939

No. 15

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE.....President

EDW. W. LINDSAY.....City Clerk

JAMES W. PATTERSON Ass't City Clerk

Pittsburgh, Pa.

Wednesday, March 29, 1939

Council met pursuant to the following call:

Pittsburgh, Pa., March 27, 1939

Mr. E. W. Lindsay,
Clerk of Council.

Dear Sir:

Please call a special meeting of Council for Wednesday, March 29, 1939, at 2:15 o'clock, P. M., to take up business from the Committee on Finance, and such other business as may come before the meeting.

Yours very truly,

JAMES L. O'TOOLE, JR.,
President of Council.

Which was read, received and filed.

Present:—Messrs.

Gallagher	Weir
Garland	Wolk
McArdle	O'Toole, (Pres't)

Absent:—Messrs.

Anderson	Evans
Demmler	

REPORTS OF COMMITTEES

Mr. Gallagher (for Mr. Demmler) presented

No. 2673. Report of the Committee on Finance for March 29, 1939, transmitting two ordinances to Council.

Which was read, received and filed.

Mr. Gallagher moved

A suspension of Rule 8, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from Committee, at least forty-eight hours previous to their final consideration by Council.

Which motion prevailed.

Also

Bill No. 1955. An Ordinance entitled, "An Ordinance appropriating and setting aside the aggregate sum of \$370,000.00 in the Department of Public Works from ----- for payment of the City's share of the cost, including necessary engineering and other expenses of grading and regrading, curbing and recurbing, paving and repaving and otherwise improving of Bigelow boulevard from a point approximately 800 feet east of Seventh avenue to a point approximately 100 feet west of Ridgway street, and of approach streets affected thereby, including the construction and reconstruction of sewers, the laying and relaying of water lines, the installation of conduits and poles for street illumination and reconstruction of sidewalks, to be carried out in conjunction with the Department of Highways of the Commonwealth of Pennsylvania."

In Finance Committee, March 29, 1939, bill read and amended in Section 1 by striking out and by inserting as shown in red, and in the title by inserting in blank space the words "Public Improvement Notes 1939," by striking out the words "800 feet east of Seventh avenue to a point approximately 100 feet west" and by inserting in

lieu thereof the words "525 feet northeast of the intersection of Washington place to a point about 100 feet west of the intersection," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Gallagher moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill as amended in Committee and agreed to by Council was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Gallagher.	Weir
Garland	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1958. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the City's share of grading and regarding, curbing and recurbing, paving and repaving and otherwise improving of Bigelow boulevard, from a point approximately 800 feet east of Seventh avenue to a point approximately 100 feet west of Ridgway street and of approach streets affected thereby, including the construction and reconstruction of sewers, the laying and relaying of water lines, the installation of conduits and poles for street illumination, and reconstruction of sidewalks, to be carried out in conjunction with the Department of

Highways of the Commonwealth of Pennsylvania, and providing for the payment of the costs thereof."

In Finance Committee, March 29, 1939, bill read and amended in Section 1 by striking out and by inserting as shown in red, and by inserting the following preamble:

"WHEREAS, The terms of an agreement authorized and directed to be entered into pursuant to Ordinance No. 112, approved March 4, 1930, between the City of Pittsburgh and the Commonwealth of Pennsylvania, relating to the widening and relocation of Bigelow boulevard, State Highway Route 228, Section 8, between Station 50 plus 25, approximately 525 feet northeast of the intersection of Washington place and Station 150 plus 60, approximately 100 feet west of the intersection of Ridgway street, and for the payment of the City's share of the cost thereof and further obligates the City to enact legislation as may be necessary for the consummation of said improvement, including the entering into of a contract or contracts for the share of the work for which the cost thereof is not to be borne by funds supplied by the State Department of Highways,"

and in the title by striking out the words "800 feet east of Seventh avenue to a point approximately 100 feet west" and by inserting in lieu thereof the words "525 feet northeast of the intersection of Washington place to a point about 100 feet west of the intersection," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Gallagher moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Gallagher	Weir
Garland	Wolk
McArdle	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. McArdle moved

That the following members of Council be excused for absence from Council and Committee meetings:

Mr. Anderson on March 20, 21, 22, 24 and 29, 1939;

Mr. Demmler on March 20, 21, 22, 24 and 29, 1939;

Mr. Evans on March 29, 1939.

Which motion prevailed.

Mr. Gallagher moved

That the Minutes of Council of Monday, March 20, 1939, be approved.

Which motion prevailed.

Mr. Weir moved

That when Council adjourns, it shall adjourn to meet at the call of the Chair.

Which motion prevailed.

And

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Tuesday, April 18, 1939

No. 16

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON--Ass't City Clerk

Pittsburgh, Pa.

Tuesday, April 18, 1939.

Council met pursuant to the following call:

Pittsburgh, Pa.
April 15, 1939.

Mr. E. W. Lindsay,
Clerk of Council.

Dear Sir:

Please call a special meeting of Council for Tuesday, April 18, 1939, at 1:30 o'clock, P. M., for the presentation of papers and such other business as may come before the meeting.

Yours respectfully,

JAMES L. O'TOOLE, JR.,
President of Council.

Which was read, received and filed.

Present:--Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Absent:--Messrs.

Anderson	Demmler
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PRESENTATIONS

Mr. Evans (for Mr. Anderson) presented

No. 2674. Report from the Bureau of Police of accident involving police radio car and truck owned by H. Levine and driven by Max Klein on March 27, 1939, at Penn avenue and Twenty-sixth street.

Also

No. 2675. Report from the Bureau of Police of accident to John Morgan, of 808 Carpenter way, North Side, who fell on steps leading from the Sixteenth Street bridge to the produce yards, on April 14, 1939.

Also

No. 2676. Communication from Attorney Leonard A. Mazer submitting claim in the amount of \$100.00 for dental work required by Henry Cox, patrolman in the Bureau of Police, as a result of injuries allegedly received while on duty March 17, 1934.

Also

No. 2677. Report from the Bureau of Police relative to injuries sustained by Patrick McDonough, of 4 Zimmerman street, who fell at Glade and Cloverdale streets on March 28, 1939.

Also

No. 2678. Communication from John F. Donovan submitting claim in the amount of \$149.42, representing difference between his salary and amount of compensation received from December 20, 1938, and February 1, 1939, as a result of injuries received in the performance of his duties as a lineman in the Bureau of Electricity.

Which were severally read and referred to the Committee on Finance.

Also

No. 2679. An Ordinance providing for the letting of a contract for the furnishing and delivery of one Automobile Coupe for the Bureau of Electricity, and providing for the payment thereof.

Also

No. 2680. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of two (2) Auto Trucks for the Bureau of Traffic Planning, and providing for the payment thereof.

Also

No. 2681. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of thirty (30), more or less, Automobiles for the Bureau of Police, Department of Public Safety, and providing for the payment thereof.

Also

No. 2682. Communication from Mrs. Beulah Roberts relative to damage to lawn of her property at 400 S. Palmyr avenue by dogs running at large.

Also

No. 2683. Communication from the Civic Improvement Committee, Young Republican Club of the 14th Ward, urging that the property in the rear of the Pittsburgh Country Club be made available to the State Police for a substation; the re-establishment of former No. 11 Police Station on Northumberland street, and the provision for additional police protection in the 14th Ward in the meantime.

Which were severally read and referred to the Committee on Public Safety.

Mr. Evans presented

No. 2684. Communication from the Director of the Department of Public Works advising of extra work required in the amount of \$10,000.00 on contract for the excavation and piling work for the municipal incinerator.

Also

No. 2685. Communication from the Director of the Department of Public Works advising of extra work required in the amount of \$96.66 on Contract No. 2, 50" Steel Rising Main No.

4, from Brilliant Pumping Station to Highland Park, P. W. A. Docket No. Pa. 1968-F.

Also

No. 2686. An Ordinance authorizing the issuance of a warrant in favor of Henry Butch in the sum of \$7,300.00 in payment for the construction of manhole and chamber for the California Avenue Relief Sewer for the benefit of the City without previous authority of law.

Also

No. 2687. An Ordinance authorizing the issuance of a warrant in favor of Sprague and Henwood, Inc., for \$2,141.10, in payment of test borings made preliminary to the construction of a relief sewer in the Columbus Avenue Drainage Basin under a P. W. A. project, for the benefit of the City without previous authority of law.

Also

No. 2688. Communication from the Director of the Department of Public Works submitting plan whereby the pending reduction of the number of laborers in the Bureau of Highways and Sewers during the second and third quarters of 1939 may be averted.

Also

No. 2689. An Ordinance appropriating and setting aside the aggregate amount of \$20,000.00 from Bond Fund No. 132 for the payment of the City's share of the cost, including salaries, to carry out and complete certain survey and planning work as conducted by the Department of City Planning, and painting and repairs of the Tuberculosis Hospital as conducted by the Department of Public Health in conjunction with the Federal Works Progress Administration.

Which were severally read and referred to the Committee on Finance.

Also

No. 2690. "David S. Smith Plan" in the 32nd Ward of the City of Pittsburgh, and the dedication of a strip of ground 5.0 feet wide as shown thereon, for the widening of Whited street.

Also

No. 2691. An Ordinance approving the "David S. Smith Plan" in

the Thirty-second ward of the City of Pittsburgh, laid out by David S. Smith; accepting the dedication of a strip of ground 5.0 feet wide as shown thereon for public use for highway purposes, and opening the same for the widening of Whited street.

Also

No. 2692. An Ordinance widening Chartiers avenue, from Corliss street to Litchfield street; providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket.

Also

No. 2693. An Ordinance widening Chartiers avenue, from Litchfield street to Hillsboro street; providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket.

Also

No. 2694. An Ordinance opening Hunnell street in the Twenty-fourth ward of the City of Pittsburgh, from the northerly line of Mrs. M. Bender's Plan of Lots to Steine street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 2695. An Ordinance widening Hunnell street, from Erk way to a point 75.0 feet northwardly therefrom, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 2696. An Ordinance widening Stanton avenue at Keystone street and at the angle between Poe way and Fifty-second street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited

thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket.

Also

No. 2697. An Ordinance authorizing and directing the construction of a public sewer on the north-east sidewalk of Harrisburg street, from a point about twenty (20') feet south-east of Cloud way to the existing sewer on Ashtola way, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 2698. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—C—E15, by including within the Commercial District, all that certain property now classified "A" Residence District, fronting on the westerly side of Vine street from Our way to Colwell street.

Also

No. 2699. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of 1300 feet (more or less) 2" rubber covered Street Hose for the Bureau of Highways and Sewers, and providing for the payment thereof.

Also

No. 2700. Communication from the City Solicitor relative to acceptance of the completion of the Banksville road improvement, and recommending that future contracts for improvements, to be made within the City by other agencies than the City, should contain the clause that the work must first meet with the approval of the Director of the Department of Public Works before the same is taken over and maintained.

Also

No. 2701. Remonstrance from residents of the 6800 block Penn avenue against the erection of any building with the rear facing Penn avenue.

Also

No. 2702. Communication from the Civic Improvement Committee, Young Republican Club of the 14th Ward, requesting a statement of policy and a hearing relative to the construction of the new Wilmot Street bridge.

Also

No. 2703. Communication from Edward A. Lenchner, representing residents of Marlborough road, asking that the proposed resurfacing of the circle at the end of the road by W. P. A. forces be expedited.

Also

No. 2704. Petition for the paving of Dorchester avenue, between Queensboro avenue and Midland avenue, 19th Ward, as a W. P. A. project.

Also

No. 2705. Communication from Eugene Schopf, for property owners of Candace street, requesting the grading and paving of the street as a W. P. A. project.

Also

No. 2706. Communication from John Hufnagel, 2919 Daniel street, requesting the improvement of certain streets in his neighborhood by W. P. A. forces.

Also

No. 2707. Petition from the heirs of Wm. C. Loeffler requesting the construction of a sanitary sewer on the east side of Behrens street in the City View Plan of Lots, 28th Ward.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2708. An Ordinance amending Section 2 of Ordinance No. 600, entitled, "An Ordinance vacating Spruce way, from Twenty-sixth street to a property line 192.0 feet east of Twenty-fifth street," approved December 22, 1938.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Gallagher presented

No. 2709. Resolution authorizing and directing the City Controller to

transfer \$4,200.00 from Code Account 42-2, Contingent Fund, Budget Adjustment, to the following:

Code Acct.

No.	Amount
76—Veterans Assn., 107th Field Artillery	\$ 100.00
77—U. S. Navy Veterans	100.00
78—Disabled Veterans, Greater Pittsburgh Chapter No. 8....	75.00
79—Disabled Veterans, Liberty Chapter No. 22	75.00
85—Grand Army of the Republic	1,000.00
86—Veterans of Foreign Wars ..	1,000.00
87—U. S. Spanish War Veterans	350.00
88—American Legion	1,500.00

Total

Which was read and referred to the Committee on Finance.

Also

No. 2710. Petition for the improvement of Dagmar avenue, between Hampshire avenue and Tonapah avenue, as a W. P. A. project.

Which was read and referred to the Committee on Public Works.

Mr. Garland presented

No. 2711. An Ordinance providing for the letting of a contract for the furnishing and delivery of 1750 feet of Filtration Hose for the Bureau of Water, and providing for the payment thereof.

Which was read and referred to the Committee on Filtration and Water.

Mr. McArdle presented

No. 2712. An Ordinance amending portions of Sections 23, 30, 33, 45, 51, 57 and 82 of Ordinance No. 618, which became a law January 9, 1939, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof."

Also

No. 2713. An Ordinance authorizing the issuance of warrants to Remington-Rand Inc., amounting to \$52.00, and the Pennsylvania Drilling Company, amounting to \$2,098.17, in payment for services rendered without previous authority of law.

Which were read and referred to the Committee on Finance.

Mr. Welr presented

No. 2714. An Ordinance providing for a contract or contracts for Refreshment Concessions in City Parks.

Also

No. 2715. Communication from the Civic Improvement Committee, Young Republican Club of the 14th Ward, requesting a statement of policy and a hearing relative to reopening the Pittsburgh Country Club property as a public golf course.

Also

No. 2716. Communication from Huida M. Notz, Principal, Hall's Grove and Woods Run Schools, and Mrs. Verieta G. Huber, President, Hall's Grove Parent Teacher Association, opposing the consolidation of the Carnegie Free Library of Allegheny with the Carnegie Library of Pittsburgh.

Which were severally read and referred to the Committee on Parks and Libraries.

Mr. Wolk presented

No. 2717. An Ordinance changing the name of Elizabeth street, from Second avenue to the easterly terminus, to East Elizabeth street, and from Second avenue to Langhorn street, to West Elizabeth street.

Also

No. 2718. An Ordinance establishing the grade of Ottillia street, from Walde street to Horne street.

Also

No. 2719. An Ordinance granting unto N. Rice Drug and Cigar Company the right and privilege to construct, maintain use and operate a sidewalk lift in the northerly sidewalk adjacent to their property at 1635 Fifth avenue, 3rd Ward, City of Pittsburgh, Penna., 350.05 feet eastwardly from the easterly line of Vine street and extending eastwardly 6.71 feet along Fifth avenue.

Also

No. 2720. Communication from Local No. 610, United Electrical Radio and Machine Workers of America, Kenneth O. Jones, President, protesting the action of Council's Committee on Pub-

lic Service and Surveys instructing the Law Department to join in the application of the Harmony Short Line Motor Transportation Company for rerouting and stoppage privileges in the City.

Also

No. 2721. Communication from Wm. Robison asking that the two-foot reservation on Crestline street at Nimlick place, as laid out in the George S. Martin's Plan of North Wilkinsburg, be removed.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 2722. An Ordinance appropriating and setting aside the aggregate amount of \$596,000.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program, from the proceeds to be derived from the sale of General Public Improvement Notes—C—1939.

Also

No. 2723. An Ordinance appropriating and setting aside the aggregate amount of \$206,803.00, for the payment of the cost of improvements to the public sewer and recreation systems of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States.

Also

No. 2724. An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor.

Also

No. 2725. An Ordinance authorizing the Mayor and the City Con-

troller to enter into a contract with the Burroughs Adding Machine Company for servicing of equipment.

Also

No. 2726. Resolution authorizing the City Controller to transfer the sum of \$1,560.00 from Code Account 1042-C, Supervision of City Stables, to Code Account 1370, Wages, Regular Employees, Bureau of Operating Maintenance, Department of Lands and Buildings.

Also

No. 2727. An Ordinance authorizing the issuance of warrants in favor of Charles H. Hahn for \$225.64; John S. Holden Company for \$213.60, and the Clark Lumber Company for \$202.32, for services rendered and material furnished for the benefit of the City without previous authority of law.

Also

No. 2728. An Ordinance authorizing and directing the issuance of warrants in favor of the Pittsburgh Press for \$24.50, Standard Oil Co. of Pa. for \$224.38, Smith Brothers for \$140.00, Eastman Kodak Stores, Inc., for \$13.50, B. K. Elliott Co., for \$12.90, and Pittsburgh Blue Print & Supply Co. in the sum of \$13.77, for supplies furnished and services rendered the City in the Department of Law without previous authority of law.

Also

No. 2729. Resolution authorizing and directing the City Controller to transfer \$5,600.00 from Code Account ----- to the following code accounts in the Department of Assessors:
Code Acct. No. 1095, Miscellaneous Services ----- \$5,000.00
Code Acct. No. 1096, Supplies... 600.00

Also

No. 2730. Resolution authorizing the City Solicitor to effect a settlement of the claim of Ferdinand Taiber who instituted proceedings against the City of Pittsburgh at No. 1663 October Term, 1936, and has offered to accept the sum of \$1,000.00 for damages to his property, fronting 300 feet on Alora way and 44 feet on Ash-tola way, as a result of the improvement of Chartiers avenue, from Jeffers

street to its end, and the diversion of the drainage along Chartiers avenue into Ramsden street and thence to Alora way, and authorizing the issuing of a warrant in favor of Ferdinand Taiber in the sum of \$1,000.00, subject to the approval of the Law Department and the entry of a verdict for said sum, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2731. Resolution authorizing the issuing of a warrant in favor of Alfred F. Diven, patrolman in the Bureau of Police, in the sum of \$577.50, for time lost during the months of July, August and September, 1938, because of injuries received while in the performance of his duty, and charging same to Code Account 1443-A-1 Salaries, Regular Employees, Bureau of Police, Department of Public Safety.

Also

No. 2732. Communication from the Pittsburgh Chapter, Painting and Decorating Contractors of America, H. W. Jones, Secretary, advising that no change has been approved in the prevailing rate of wage for journeymen painters, which remains at \$1.37½ per hour, or \$11.00 per day.

Also

No. 2733. Communication from Attorney Robert Lloyd Barrish asking reconsideration of the claim of William Kearney, who allegedly contracted sili-cosis while employed in the Bureau of Highways and Sewers.

Also

No. 2734. Communication from E. C. Wefing requesting adjustment of delinquent water rents on properties assessed in the name of L. F. Wefing at 7-9-11 Van Brahm street and 1700 Fifth avenue.

Also

No. 2735. Communication from Attorney T. Robert Brennan asking adjustment of water bills for 1934 to 1939, inclusive, on property of Michael H. Murray at 340 Soho street.

Also

No. 2736. Communication from Attorney Robert R. Elder requesting ex-oneration of interest on municipal liens

on lot on Ammon street, 27th Ward, title to which stands in the name of A. M. Meanor.

Also

No. 2737. Communication from the North Side Chamber of Commerce requesting an appropriation for the celebration of Independence Day in West Park.

Also

No. 2738. Communication from J. T. O'Neil, 3823 California avenue, asking reimbursement for damage to automobile tire allegedly sustained as a result of striking a hole in the street in the 3200 block of California avenue, on April 1, 1939.

Also

No. 2739. Communication from Mrs. Myrtle Harris, 1848 Lincoln avenue, urging the passage of an ordinance requiring the screening of the American flag and the playing of the national anthem in motion picture houses.

Also

No. 2740. Communication from the City Treasurer transmitting statement of collection of delinquent taxes for the periods March 16 to 31, and January 1 to March 31, 1939; also statement of accounts of the City Solicitor.

Also

No. 2741. Resolution authorizing and directing the Law Department to petition the Court of Common Pleas for the sale of property formerly of Jacob K. Dravo, located on Maginn street, between Catherine and Twain streets, 26th Ward, being lots numbered 23 and 24, acquired for City taxes by Sheriff's Deed dated May 4, 1935, and recorded in the Recorder's Office in Deed Book Vol. 2548, page 141, and authorizing and directing the Mayor to execute and deliver a deed for the aforesaid property to John C. Ackerman and Louisa Ackerman his wife, of 845 Maginn street, for the sum of \$500.00, upon approval by the Court, in accordance with the terms of the Act of May 21, 1937, P. L. 787.

Also

No. 2742. Resolution authorizing and directing the Law Department

to petition the Court of Common Pleas for the sale of property formerly of Mary E. Grinage, located on Coleridge street, between Oranmore and End streets, 10th Ward, acquired for City taxes by Sheriff's deed dated November 23, 1912, and recorded in the Recorder's Office in Deed Book Vol. 1776, page 143, and authorizing and directing the Mayor to execute and deliver a deed for the property to James Cristillo for the sum of \$250.00, upon approval by the Court, in accordance with the terms of the Act of May 21, 1937, P. L. 787.

Also

No. 2743. Resolution authorizing and directing the Law Department to petition the Court of Common Pleas for the sale of property formerly of Alfred R. Nebb, located on Saline street, formerly Forward avenue, between Boundary and Anthony streets, 15th Ward, acquired for City taxes by Sheriff's Deed dated September 12, 1925, and recorded in the Recorder's Office in Deed Book Vol. 2201, page 89, and authorizing and directing the Mayor to execute and deliver a deed for Lot No. 125 to Nick Batyko and Julia Batyko, his wife, of 410 Saline street, for the sum of \$240.00, upon approval by the Court, in accordance with the terms of the Act of May 21, 1937, P. L. 787.

Also

No. 2744. Resolution authorizing the issuing of a warrant in favor of the United States Conference of Mayors in the sum of \$1,500.00 for payment of the 1939 membership in said organization, and charging same to Code Account No. 1017, Miscellaneous Services, Office of the Mayor.

Also

No. 2745. Resolution authorizing the issuing of duplicate warrants, to replace those lost or stolen, as follows:

Warrant No.	Code Acct. No.	Amt.
12331—The Weldcraft Equipment Co.	1576	\$33.75
13536—A. L. Mars & Co.	1231	47.78
14233—S. S. Leather Co.	81	32.94
28614—Standard Oil Co. of Penna.	1332	6.60
30688—Meyer Skirball—Bond Fund	126	1.94

0961—Vonbroco Steel

Plate Eng. Co.—Spec. & Tr.

Fund 62.50

Which were severally read and referred to the Committee on Finance.

Also

No. 2746. Resolution approving the action of the Director of the Department of Public Works in granting a leave of absence, with pay, to K. H. Kingsford, from March 21, 1939, to July 1, 1939, on account of injuries received in the discharge of his duties as Forester in Frick Park.

Also

No. 2747. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E15, by changing from an "A" Residence to a Commercial District, all that certain property at the easterly corner of Davison and Main streets, having frontages of 100 feet and 40.5 feet respectively.

Also

No. 2748. Communication from the North Side Chamber of Commerce urging the completion of the by-pass connecting the Liberty bridge with the North Side.

Also

No. 2749. Communication from the Southwestern Allegheny County Improvement Association requesting a hearing with Council and the Allegheny County Board of Commissioners relative to the widening and improvement of State Highway Route No. 51 in the lower Saw Mill Run valley to relieve traffic congestion.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2750. Communication from Division 85, Amalgamated Association of Street, Electric Railway and Motor Coach Employes of America, transmitting copy of resolution adopted jointly with Division 1084, opposing the action of Council instructing the Law Department to join in the application of the Harmony Short Line Motor Transportation Company for rerouting and stoppage privileges in the City.

Also

No. 2751. Communication from the Pittsburgh Central Labor Union endorsing the protest of the street car and bus men of the Pittsburgh Railways system against the action of Council instructing the Law Department to join in the application of the Harmony Short Line Motor Transportation Company for rerouting and stoppage privileges in the City.

Which were read and referred to the Committee on Public Service and Surveys.

Also

No. 2752. Petition requesting the lowering of the fee for playing golf on the Schenley Park course.

Which was read and referred to the Committee on Parks and Libraries.

Also

No. 2753. Communication from Robert W. Baldrige, Secretary, The Concrete Block Association of Allegheny County, urging the provision for regular testing of concrete blocks in the proposed revision of the building code of the City of Pittsburgh.

Also

No. 2754. Communication from F. E. McGillick Co., Real Estate, relative to numerous robberies during the past year at various business places on Homewood avenue opposite Finance street, for which they are agents.

Which were read and referred to the Committee on Public Safety.

Also

No. 2755. Communication from the City Solicitor recommending approval of the offer of Nicholas and Anastasia Machnik to accept the sum of \$1,600.00 as settlement of their suit at No. 1448 July Term, 1935, for damages to their property at 90-92 So. Eighth street, sustained as a result of the improvement of Mount Washington roadway.

Which was read and referred to the Committee on Finance.

Mr. Evans, at this time, presented

No. 2756. An Ordinance amending Section 17, Carnegie Free Library of Allegheny, of Ordinance No. 618 entitled, "An Ordinance fixing the number of officers and employes of all depart-

ments of the City of Pittsburgh, and the rate of compensation thereof," which became a law on January 9, 1939.

Also

No. 2757. An Ordinance granting consent to the Borough of Greentree to carry out a temporary improvement of the portion of Arbor drive extending from Orchard drive to the northerly line of Greentree Heights Plan of Lots, which lies within the corporate limits of the City of Pittsburgh, and fixing the terms and conditions thereof.

Also

No. 2758. An Ordinance providing for a contract or contracts for oiling playgrounds of the Bureaus of Parks and Recreation, and for the payment of the costs thereof.

Also

No. 2759. An Ordinance amending Section 90 of Ordinance No. 618, which became a law January 9, 1939, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," as amended and supplemented.

Which were severally read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 2760. Communication from Rev. James R. Cox, Pastor, Old St. Patrick's Church, asking adjustment of taxes for water used for jobless men from the third quarter of 1932 to the first quarter of 1935.

Which was read and referred to the Committee on Finance.

Also

No. 2761. Communication from the Brookline Boosters Association requesting the resurfacing of Chelton avenue, from Queensboro avenue to Freedom street.

Which was read and referred to the Committee on Public Works.

Also

No. 2762. Communication from the Brookline Boosters Association transmitting copy of resolution adopted by that body urging that new police radio cars be provided for the protection of that community.

Which was read and referred to the Committee on Public Safety.

Also

No. 2763. Communication from the Brookline Boosters Association transmitting copy of resolution adopted by that body requesting Council to intervene in behalf of the car riders of Route 39 to secure cleaner street cars.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 2764. Communication from the Ukrainian-American Social Society, 511 Carson street, submitting offer to purchase the former No. 9 Engine House property at South Ninth and Bingham streets for the sum of \$2,500.00.

Which was read and referred to the Committee on Finance.

Mr. McArdle presented

No. 2765. Resolution authorizing the Board of Water Assessors to adjust the water rents charged the Old St. Patrick's Church for the third and fourth quarters of 1932 and for the years 1933, 1934 and the first quarter of 1935, in accordance with the rate fixed for charitable institutions, namely 7c per 1000 gallons, and authorizing the exoneration of the difference between this rate and that charged.

Which was read and referred to the Committee on Finance.

MOTIONS AND RESOLUTIONS

The Chair stated

That the time had arrived for the election of a City Clerk and an Assistant City Clerk as provided by the Act of 1873.

Mr. Gallagher nominated

Edward W. Lindsay for the office of City Clerk.

Mr. Garland moved

That the nominations close on the name of Edward W. Lindsay.

Which motion prevailed.

And the result of the voting was as follows:

For Edward W. Lindsay: Messrs.

Evans, Gallagher, Garland, McArdle, Wolk, O'Toole, (Pres't). (Mr. Weir voting for George Boxheimer)

And Edward W. Lindsay having received six votes, being a majority of the votes of Council, was duly elected City Clerk to serve for the ensuing term.

Mr. McArdle nominated

James W. Patterson for the office of Assistant City Clerk.

Mr. Evans moved

That the nominations close on the name of James W. Patterson.

Which motion prevailed.

And the result of the voting was as follows:

For James W. Patterson: Messrs. Evans, Gallagher, Garland, McArdle, Weir, Wolk, O'Toole (Pres't).

And James W. Patterson having received seven votes, being a majority of the votes of Council, was duly elected Assistant City Clerk to serve for the ensuing term.

Mr. Gallagher presented
No. 2766.

WHEREAS, The City has filed a complaint against the rates of the South Pittsburgh Water Company as an intervening petitioner to the rate complaint brought by the Pennsylvania Public Utility Commission on its own motion, and these matters are now under investigation by the City; and

WHEREAS, The City Solicitor was instructed on March 7, 1939, to oppose the merger of St. Clair Water Company and Chartiers Valley Water Company with said South Pittsburgh Water Company; and

WHEREAS, The Public Utility Commission has affirmed said mergers on March 22, 1939, saying that the acquisition of the smaller companies will not affect the rates charged by the South Pittsburgh Water Company and such decision is contrary to the interest of the citizens of Pittsburgh; Now, therefore, be it

RESOLVED, That the Department of Law be and it is hereby directed to take an immediate appeal to the Superior Court against the said South

Pittsburgh Water Company merger order and approval of related applications by the Pennsylvania Public Utility Commission.

Mr. Gallagher moved

The adoption of the resolution.

Which was read.

Mr. Gallagher said:

Mr. President: If and when the Council adopts this resolution, I would suggest that the City Solicitor, the Special Assistant City Solicitor and the Utility Engineer in the Department of Law be asked to attend a conference to discuss this subject.

As I understand it, the Pennsylvania Public Utility Commission ignored our protest and allowed the merger of the St. Clair Water Company and the Chartiers Valley Water Company by the South Pittsburgh Water Company.

The City still has an opportunity to prevent this merger by an appeal to the Superior Court of Pennsylvania. That is the purpose of this resolution; but before that action is taken, I would like to discuss the matter with the representatives of our Law Department. The dead line for appealing the decision of the Pennsylvania Public Utility Commission is the end of this week.

It is to the best interests of the citizens of Pittsburgh that this merger be prevented.

The Chair said:

If the purpose is to consult with the City Solicitor and the Utility Engineer, it might be well to refer this resolution to committee.

Mr. McArdle arose and said:

Mr. President: As I understand the problem, the question is time. I don't know whether it is true or not; but I have been led to understand that day after tomorrow is the last day on which they have the right to appeal to the Superior Court. If you refer it to committee for discussion, you might lose that time. However, if it is desirable to discuss this with the Law Department, I would suggest that Council recess until the conclusion of our committee meeting.

Mr. Gallagher said:

Mr. President: I am agreeable to this suggestion as offered by Mr. McArdle. However, I did not want to lose any time and took the short cut.

Mr. Weir moved

That the Minutes of Council of Friday, March 24 and Wednesday, March 29, 1939, be approved.

Which motion prevailed.

The Chair stated

The Council will recess until 4:30 o'clock P. M., after a conference with the City Solicitor and Engineer on the resolution.

And on motion of Mr. Gallagher
Council recessed.

And the hour of 4:30 o'clock P. M., having arrived, and the time of the recess having expired, Council reconvened and there were present:

Messrs:--

Evans	Weir
Gallagher	Wolk
McArdle	O'Toole, (Pres't)

Absent: Messrs.--

Anderson	Garland
Demmler.	

The Chair took up

Bill No. 2766. Resolution directing the Department of Law to take immediate appeal to the Superior Court against the South Pittsburgh Water Company merger order and approval of related applications by the Pennsylvania Public Utility Commission.

Which was read.

And the question recurring on the adoption of the resolution.

The motion prevailed.

And on motion of Mr. Gallagher
Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL., LXXIII

Monday, April 24, 1939

No. 17

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON--Ass't City Clerk
Pittsburgh, Pa.

Monday, April 24, 1939

Council met.

Present:--Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Absent:--Messrs.

Anderson	Demmler
----------	---------

PRESENTATIONS

Mr. Evans (for Mr. Anderson) presented.

No. 2767. Communication from the Department of Public Safety advising of institution of 60-day trial regulation, effective May 3, 1939, of No Parking At Any Time on Hooper street, between Fifth avenue and Watson street, westerly side.

Also

No. 2768. Communication from the Department of Public Safety advising of institution of 60-day trial regulation, effective May 3, 1939, of No Parking At Any Time on Henry

street, between Dithridge street and Craig street, northerly side.

Also

No. 2769. Communication from the Department of Public Safety advising of institution of 60-day trial regulation, effective May 3, 1939, of Twenty-five (25) mile per hour speed limit on Interboro street, from Mifflin road to the City line.

Which were severally read, received and filed.

Mr. Evans presented

No. 2770. Resolution authorizing and directing the Mayor to execute a deed to Ralph E. Smith, real estate agent in behalf of George Huron, for old patrol station located at the corner of Fulton and Warlo streets, 21st Ward, for the sum of \$2,400.00, provided that the purchase money shall be paid within sixty days from the date hereof.

Also

No. 2771. An Ordinance amending Ordinance No. 590, approved December 20, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the bridges and viaducts of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor."

Also

No. 2772. An Ordinance amending Ordinance No. 115, approved March 13, 1939, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$77,318.00 for the pay-

ment of the cost for improvements to the public highways and recreation systems of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States."

Also

No. 2773. An Ordinance authorizing the issuance of warrants in favor of A. Parente and Son for \$162.09, Branna Construction Company for \$415.23, and Max Parker for \$329.66, in payment of extra work done on contracts in connection with P. W. A. projects for the benefit of the City without previous authority of law.

Also

No. 2774. An Ordinance authorizing the issuance of a warrant in favor of the Government of the United States in the sum of \$32,358.00 for the payment of the advance grant requisition on Docket No. Pa. 1599-F.

Also

No. 2775. Resolution authorizing and directing the City Controller to transfer \$85.00 from Code Account No. 1522, Equipment, to Code Account No. 1521, Repairs, Accounting Division, Department of Public Works.

Which were severally read and referred to the Committee on Finance.

Also

No. 2776. An Ordinance fixing the location of a portion of the relief sewer in the 33rd Street Drainage Basin that is to be constructed partly on public property and partly on private property as otherwise authorized by Ordinance of Council, extending from a point on private property of the Peoples Savings and Trust Company, about (80) feet east of North Neville street, westwardly and northwestwardly to the existing sewer on North Neville street about five hundred eighty (580') feet northwest of short street, and providing for an easement on property owned by the Peoples Savings and Trust Company, private property of the Pittsburgh Junction Railroad Company, the Bell Telephone Company, and the Pennsylvania Railroad Company, for the construction and maintenance of the portion of said relief sewer so lo-

cated, and providing for adjudication of damages occasioned thereby and for the payment of the costs and expenses thereof.

Also

No. 2777. An Ordinance amending Section 1 and the title of Ordinance No. 198, approved April 1 1939, entitled, "An Ordinance fixing the location of a portion of the relief sewer in the 33rd Street Drainage Basin that is to be constructed partly on public property and partly on private property as otherwise authorized by Ordinance of Council, extending from a point on private property of the American Smelting and Refining Company, southeast of South Winebiddle avenue (vacated); thence northwestwardly, southwestwardly and westwardly to a point at or near the private property of the Schuylkill Improvement Land Company of Philadelphia, and providing for an easement on property owned by the American Smelting and Refining Company, the Pennsylvania Railroad Company, Robert T. M. McCready, Edward J. McKenna, Jerry Mattarock et ux, Ella Blundon, Charles F. Goettman and Edna G. Forner, Charles Purcell, and the Peoples Savings and Trust Company, for the construction and maintenance of this portion of said relief sewer so located, and providing for adjudication of damages occasioned thereby and for the payment of the costs and expenses thereof."

Also (by request)

No. 2778. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N20-E30, by changing from a "B" Residence, Thirty-five Foot and First Area District to an "A" Residence, One Hundred Foot and Third Area District, all that certain property bounded by North Negley avenue; Wellesley avenue; King avenue and Hampton street.

Which were severally read and referred to the Committee on Public Works.

Mr. Gallagher presented

No. 2779. Petition for the paving of Carey way, from Thirtieth street to Thirty-second street.

Which was read and referred to the Committee on Public Works.

Also

No. 2780. An Ordinance providing for the letting of a contract for the furnishing and installation of new shock proof x-ray radiographic equipment complete for the Pittsburgh City Home and Hospitals, and providing for the payment thereof.

Which was read and referred to the Committee on Public Welfare.

Mr. Garland presented

No. 2781. Petition from residents of the 3000 block Merwyn avenue asking that the owner of property at No. 3044 be notified to repair the sidewalk next to his property, which is used as an automobile driveway.

Which was read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 2782. Resolution authorizing and directing the City Controller to transfer \$300.00 from Code Account 1227, Equipment, to Code Account 1224, Supplies, Division of Bacteriology, Department of Public Health.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 2783. An Ordinance authorizing and directing the issuance and sale of Refunding Bonds of the City of Pittsburgh in the aggregate principal amount of Four Hundred Seventy-five Thousand Dollars (\$475,000.00) for the purpose of refunding a part of the existing indebtedness of the City evidenced by certain outstanding short-term promissory notes in that amount; and levying taxes to provide funds for the redemption of said bonds at maturity and the payment of the interest and State tax thereon.

Also

No. 2784. An Ordinance supplementing Section 71, Schenley Park, and amending a portion of Section 72, Schenley Conservatory, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh,

and the rate of compensation thereof," which became a law January 9, 1939.

Also

No. 2785. Resolution authorizing and directing the City Solicitor to satisfy the records in the amount of \$39.70, plus interest and all other charges against the property of Maria Frangione, being Lot No. 34 in the 1500 block on Webster avenue, near Fullerton street, said amount representing sidewalk lien filed in error and recorded as M. L. D. No. 157 April Term, 1939.

Also

No. 2786. Resolution authorizing the Mayor and the Director of the Department of Lands and Buildings to extend the lease to the "Board of Trade, 12th District, 14th Ward, Pittsburgh, Pa." for a certain piece of ground situate in the 14th Ward, for playground purposes, from July 1, 1939, to June 30, 1940, at a rental of \$1.00 per year, said extension to embody all terms stipulated in Ordinance No. 314, approved June 30, 1938.

Also

No. 2787. Communication from the Director of the Department of Lands and Buildings submitting proposition for adjustment of delinquent taxes on property of the 605 Grant Street Corporation at 333-335 First avenue.

Also

No. 2788. Communication from A. P. L. Turner, Assistant Executive Director, Allegheny County Board, Pennsylvania Department of Public Assistance, requesting the exoneration of water rents during their occupancy of the building located at 43 Fernando street, owned by the Pittsburgh Free Dispensary.

Also

No. 2789. Communication from The Schnabel Company asking approval of warrant for repairs and painting of city truck under Contract No. 6950 for the Bureau of Highways and Sewers.

Also

No. 2790. Communication from the City Treasurer transmitting statement of collection of delinquent taxes for the periods April 1 to 15, 1939, and

January 1 to April 15, 1939; also statement of accounts of the City Solicitor.

Also

No. 2791. Communication from the Pittsburgh Chapter, Painting and Decorating Contractors of America, A. J. Beck, President, advising that the rate of wage for painters has been established at \$1.50 per hour or \$12.00 per 8-hour day, effective April 1, 1939, for one year.

Which were severally read and referred to the Committee on Finance.

Also

No. 2792. Communication from A. G. Oehmler, Secretary, North Side Joint Memorial Day Committee, requesting the construction of temporary stands to be used in the annual Memorial Day exercises this year at the Soldiers' Plot, Uniondale Cemetery No. 3, and at Voegtly Cemetery, Troy Hill.

Which was read and referred to the Committee on Public Works.

REPORTS OF COMMITTEES

Mr. Evans (for Mr. Demmler) presented

No. 2793. Report of the Committee on Finance for April 18, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2756. An Ordinance entitled, "An Ordinance amending Section 17, Carnegie Free Library of Allegheny, of Ordinance No. 618, entitled, 'An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 9, 1939."

Which was read.

Mr. Evans moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Also

Bill No. 2649. Resolution authorizing and directing the Mayor to execute a deed for a lot 42'x115' on

Bonvue street, 26th Ward, Pittsburgh, to Charles E. Cobun and Ethel A. Cobun, his wife, for the sum of \$800.00, and providing that the purchase money shall be paid within sixty (60) days from the date hereof.

In Finance Committee April 18, 1939, read and amended by striking out the amount "\$800.00" and by inserting in lieu thereof the amount "\$900.00," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the resolution be recommitted to the Committee on Finance.

Which motion prevailed.

Also, with an affirmative recommendation,

Bill No. 2686. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Henry Butch in the sum of \$7,300.00 in payment for the construction of man-hole and chamber for the California Avenue Relief Sewer for the benefit of the City without previous authority of Law."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Gallagher

Garland

McArdle

Ayes 7. Noes none.

Weir

Wolk

O'Toole, (Pres't)

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2687. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Sprague and Henwood, Inc., for \$2,141.10 in payment of test borings made preliminary to the construction of a relief sewer in the Columbus Avenue Drainage Basin under a P. W. A. project, for the benefit of the City without previous authority of law."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2728. An Ordinance entitled, "An Ordinance authorizing and directing the issuance of warrants in favor of the Pittsburgh Press for \$24.50, Standard Oil Co. of Pa. for \$224.38, Smith Brothers for \$140.00, Eastman Kodak Stores, Inc., for \$130.50, B. K. Elliott Co. for \$12.90, and Pittsburgh Blue Print Co. in the sum of \$13.77, for supplies furnished and services rendered the City in the Department of Law, without previous authority of law."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	Wolk
	O'Toole, (Pres't)

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2713. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants to Remington-Rand Inc., amounting to \$52.00, and the Pennsylvania Drilling Company, amounting to \$2,098.17, in payment for services rendered without previous authority of law."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2722. An Ordinance entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$596,000.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program, from the proceeds to be derived from the sale of General Public Improvement Notes C-1939."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2723. An Ordinance entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$206,803.00, for the payment of the cost of improvements to the public sewer and recreation systems of the City, in the Department of Public Works, from the proceeds of grants of

funds of the Government of the United States."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2724. An Ordinance entitled, "A Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2725. An Ordinance entitled, "An Ordinance authorizing the Mayor and the City Controller to enter into a contract with the Burroughs Adding Machine Company for servicing of equipment."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2758. An Ordinance entitled, "An Ordinance providing for a contract or contracts for oiling playgrounds of the Bureaus of Parks and Recreation, and for the payment of the costs thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2744. Resolution authorizing the issuing of a warrant in favor of the United States Conference of Mayors in the sum of \$1,500.00 for payment of the 1939 membership in said organization, and charging same to Code Account No. 1017, Miscellaneous Services, Office of the Mayor.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2745. Resolution authorizing the issuing of duplicate warrants to replace those lost or stolen, as follows:

Warrant No. 12331—The Weldcraft Equipment Co. Code Acct. No. 1576 -----\$33.75

Warrant No. 13536—A. L. Mars and Company. Code Acct. No. 1231 ----- 47.78

Warrant No. 14233—S. S. Leather Co. Code Acct. No. 81 ----- 32.94

Warrant No. 28614—Standard Oil Co. of Penna. Code Acct. No. 1332-- 6.60

Warrant No. 30688—Meyer Skirball Bond Fund No. 126 ----- 1.94

Warrant No. 0961—Vonbrocco Steel Plate Engraving Co. Special & Trust Fund ----- 62.50

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2729. Resolution authorizing and directing the City Controller to transfer the sum of \$5,600.00 from Code Account No.-----to Code Account No. 1095, Miscellaneous Services, \$5,000.00; and Code Account No. 1096, Supplies, Department of Assessors, \$600.00.

In Finance Committee, April 18, 1939, read and amended by striking out and by inserting to make the resolution read as follows:

"RESOLVED, That the City Controller shall be and he is hereby authorized and directed to transfer \$600.00 fro Code Account No. 42-2, to Code Account No. 1096, Supplies, Department of Assessors" and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2709. Resolution authorizing and directing the City Controller to transfer \$4,200.00 from Code Account No. 42-2, Contingent Fund, Budget Adjustment, to the following:

Code Acct. No. 76—Veterans Assn. 107th Field Artillery---	\$ 100.00
Code Acct. No. 77—U. S. Navy Veterans -----	100.00
Code Acct. No. 78—Disabled Veterans, Greater Pittsburgh Chapter No. 8 -----	75.00
Code Acct. No. 79—Disabled Veterans, Liberty Chapter No. 22 -----	75.00

Code Acct. No. 85—Grand Army
of Republic 1,000.00
Code Acct. No. 86—Veterans of
Foreign Wars 1,000.00
Code Acct. No. 87—U. S. Spanish
War Veterans 350.00
Code Acct. No. 88—American
Legion 1,500.00

Total \$4,200.00

Which was read.

Mr. Evans moved

A suspension of the rule to
allow the second and third readings and
final passage of the resolution.

Which motion prevailed.

And the rule having been suspended,
the resolution was read a second and
third times, and upon final passage the
ayes and noes were taken, and being
taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	McArdle
Garland	Wolk

Noes:

Mr. O'Toole, (Pres't)

Ayes 6. Noes 1.

And a majority of the votes of
Council being in the affirmative, the
resolution passed finally.

Mr. Evans presented

No. 2794. Report of the Com-
mittee on Public Works for April 19,
1939, transmitting a lot plan and
sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recom-
mendation.

Bill No. 2690. "David S. Smith
Plan" in the 32nd Ward of the City
of Pittsburgh, laid out by David S.
Smith, and the dedication of a strip
of ground five (5) feet wide as shown
thereon for public use for highway
purposes and opening the same for the
widening of Whited Street.

Which was read, accepted and ap-
proved by the following vote:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

Also

Bill No. 2691. An Ordinance
entitled, "An Ordinance approving the
'David S. Smith Plan,' in the Thirty-
second Ward of the City of Pittsburgh,
laid out by David S. Smith; accepting
the dedication of a strip of ground 5.0
feet wide, as shown thereon, for public
use for highway purposes, and opening
the same for the widening of Whited
street."

Which was read.

Mr. Evans moved

A suspension of the rule to
allow the second and third readings
and final passage of the bill.

Which motion prevailed.

And the bill was read a second time
and agreed to.

And the bill was read a third time
and agreed to.

And the title of the bill was read
and agreed to.

And on the question, "Shall the bill
pass finally?"

The ayes and noes were taken agree-
ably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Coun-
cil being in the affirmative, the bill
passed finally.

Also

Bill No. 2697. An Ordinance
entitled, "An Ordinance authorizing
and directing the construction of a
public sewer on the northeast sidewalk
of Harrisburg street, from a point
about twenty (20') feet southeast of
Cloud way to the existing sewer on
Ashtola way, including, as may be
necessary, the excavation of exploratory
test holes; providing for the letting of
a contract or contracts therefor, and
providing that the costs, damages and
expenses of the same be assessed
against and collected from property
specially benefited thereby."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2699. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of 1300 feet (more or less) 2" Rubber Covered Street Hose for the Bureau of Highways and Sewers, and providing for the payment thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2746. Resolution approving the action of the Director of the Department of Public Works in granting a leave of absence, with pay, to K. H. Kingsford from March 21, 1939, to July 1, 1939, on account of injuries received in the discharge of his duties as Forester in Frick Park.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Wolk presented

No. 2795. Report of the Committee on Public Service and Surveys for April 19, 1939, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2398. . An Ordinance entitled, "An Ordinance vacating a strip 5.0 feet wide along the northerly side of Bascom street, from an unnamed 10 foot way situate along the west side of Lot No. 22 in the Perry Park Plan of Lots to a property line 55.0 feet westwardly therefrom."

Which was read.

The Chair stated

That the money for advertising this Ordinance had not been paid and if there were no objections, it would be laid over for the present.

Also

Bill No. 2708. An Ordinance entitled, "An Ordinance amending Section 2 of Ordinance No. 600, entitled, 'An Ordinance vacating Spruce way, from Twenty-sixth street to a property line 192.0 feet east of Twenty-fifth street,' approved December 22, 1938."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2717. An Ordinance entitled, "An Ordinance changing the name of Elizabeth street, from Second avenue to the easterly terminus, to East Elizabeth street, and from Second avenue to Langhorn street, to West Elizabeth street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2718. An Ordinance entitled, "An Ordinance establishing the grade of Ottillia street, from Walde street to Horne street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2719. An Ordinance entitled, "An Ordinance granting unto N. Rice Drug and Cigar Company the right and privilege to construct, maintain, use and operate a sidewalk lift in the northerly sidewalk adjacent to their property at 1635 Fifth avenue, 3rd Ward, City of Pittsburgh, Penna., 350.05 feet eastwardly from the easterly line of

Vine street and extending eastwardly 6.71 feet along Fifth avenue."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Garland presented

No. 2796. Report of the Committee on Filtration and Water for April 19, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2711. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of 1750 feet of Filtration Hose for the Bureau of Water, and providing for the payment thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle presented

No. 2797. Report of the Committee on Health and Sanitation for April 19, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also

Bill No. 1926. An Ordinance entitled, "An Ordinance to safeguard human health and life by providing for the pasteurization of all milk sold in the City of Pittsburgh, with the exception of certified milk which may be sold raw or pasteurized; conferring powers and imposing duties on the Director of the Department of Public Health and the Bureau of Inspection of the City of Pittsburgh, and otherwise providing for the administration of this ordinance, and imposing penalties for the violation thereof."

In Committee on Health and Sanitation April 19, 1939, bill read and amended in Section 1 by striking out the words "except certified milk;" by striking out the entire Section 5, and in the title, by striking out the words "with the exception of certified milk, which may be sold raw or pasteurized," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the bill be recommitted to the Committee on Health and Sanitation.

Which motion prevailed.

Upon motion of Mr. Gallagher Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Wednesday, April 26, 1939

No. 18

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE.....President

EDW. W. LINDSAY.....City Clerk

JAMES W. PATTERSON Ass't City Clerk
Pittsburgh, Pa.

Wednesday, April 26, 1939.

Council met pursuant to the following call:

Pittsburgh, Pa., April 24, 1939.

Mr. E. W. Lindsay,

Clerk of Council.

Dear Sir:—

Please call a special meeting of Council for Wednesday, April 26, 1939, at 3:30 o'clock, P. M., for the consideration of business from the Committee on Finance and such other business as may come before the meeting.

Yours very truly,

JAMES L. O'TOOLE, Jr.,
President of Council.

Which was read, received and filed.

Present:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Absent:—Messrs.

Anderson	McArdle
Demmler	

REPORTS OF COMMITTEES

Mr. Evans (for Mr. Demmler) presented

No. 2798. Report of the Committee on Finance for April 25, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Mr. Evans moved

A suspension of Rule 8, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from Committee, at least forty-eight hours previous to their final consideration by Council.

Which motion prevailed.

Mr. Evans (for Mr. Demmler) also presented with an affirmative recommendation.

Bill No. 2783. An Ordinance entitled, "An Ordinance authorizing and directing the issuance and sale of Refunding Bonds of the City of Pittsburgh in the aggregate principal amount of Four hundred seventy-five thousand Dollars (\$475,000) for the purpose of refunding a part of the existing indebtedness of the City evidenced by certain outstanding short-term promissory notes in that amount; and levying taxes to provide funds for the redemption of said bonds at maturity and the payment of the interest and State tax thereon."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Gallagher

Garland

Weir

Wolk

O'Toole, (Pres't)

Ayes: 6. Noes: none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

On motion of Mr. Weir

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Monday, May 1, 1939

No 19

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE.....President

EDW. W. LINDSAY.....City Clerk

JAMES W. PATTERSON Ass't City Clerk

Pittsburgh, Pa.

Monday, May 1, 1939.

Council Met.

Present:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Absent:—Messrs.

Anderson	Demmler
	McArdle

PRESENTATIONS

Mr. Evans presented

No. 2799. An Ordinance appropriating and setting aside the additional sum of \$-----for payment of the cost for improvements to the recreation system of the City, in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program, from the proceeds to be derived from the sale of General Public Improvement Notes.

Also

No. 2800. An Ordinance amending Section 1 of Ordinance No. 207,

approved April 28, 1939, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works Projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor."

Also

No. 2801. An Ordinance amending Section 1 of Ordinance No. 388, approved August 22, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor."

Also

No. 2802. An Ordinance amending Section 1 of Ordinance No. 75, approved February 21, 1939, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor," as amended by Ordinance No. 137, approved March 22, 1939.

Also

No. 2803. An Ordinance appropriating and setting aside the additional sum of \$26,000.00 for payment of the cost for improvements to the recreation system of the City, in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program, from the proceeds to be derived from the sale of General Public Improvement Notes.

Also

No. 2804. An Ordinance appropriating and setting aside the sum of \$3,000.00 from Bond Fund No. 139, Bigelow Boulevard and other improvements, for the purchase of top soil to be used for playgrounds, Bureau of Recreation.

Also

No. 2805. An Ordinance amending Section 1 of Ordinance No. 175, approved May 22, 1937, entitled, "An Ordinance appropriating certain sums amounting in the aggregate to \$15,000.00 from Bond Fund 131, General Improvement Notes 1937, for payment of the cost of constructing application, street improvement and system improvement mains, with regular forces of the Bureau of Water Department of Public Works."

Also

No. 2806. Resolution authorizing and directing the City Controller to transfer \$600.00 from Code Account 1647, Materials, Boardwalks and Steps, to Code Account 1634, Miscellaneous Services, Repairing Highways, in the Bureau of Highways and Sewers, Department of Public Works.

Also

No. 2807. Petition from residents of the 24th Ward urging the purchase of property of J. W. Harrison, on East street, for playground purposes.

Which were severally read and referred to the Committee on Finance.

Also

No. 2808. Penham Plan of Lots, 14th Ward, and the dedication of Penham place and Penham lane as shown thereon, for public use for highway purposes.

Also

No. 2809. An Ordinance approving "Penham Plan of Lots," in the Fourteenth ward of the City of Pittsburgh, laid out by John Jackson Bissell and Margaret S. Bissell; accepting the dedication of Penham place and Penham lane as shown thereon for public use for highway purposes; opening and naming the same; fixing the width and position of the sidewalks and roadways, and establishing the grade thereon.

Also

No. 2810. Petition for the paving of Nansen street, from Hazelwood avenue to Flowers avenue.

Also

No. 2811. Communication from R. S. Hudson, Resident Director, Woods Run Settlement, asking authority to conduct a clean-up campaign in the Woods Run district for the removal of ashes and rubbish, in conjunction with the Bureau of Highways and Sewers.

Also

No. 2812. Communication from R. S. Hudson, Resident Director, Woods Run Settlement, asking the assistance of the City to condition several publicly used playgrounds in the Woods Run district.

Which were severally read and referred to the Committee on Public Works.

Mr. Gallagher presented

No. 2813. An Ordinance authorizing the payment of wages of electricians employed by the Department of Lands and Buildings and the payment of elevator repair bills on Contract No. 7505, in preparing the May building on Penn avenue for W. P. A. Sewing Project.

Also

No. 2814. An Ordinance creating and establishing additional positions in the Department of Public Welfare, fixing the rate of compensation, and providing for the payment thereof.

Which were read and referred to the Committee on Finance.

Mr. Garland presented

No. 2815. Communication from E. W. Arthur, Esq., asking exoneration

of penalty and interest on water rent on property of Albert F. Einhouse, at Maple Terrace and Sycamore street.

Which was read and referred to the Committee on Finance.

Also

No. 2816. Remonstrance against the opening of Ermine way, from Pier street to property line.

Which was read and referred to the Committee on Public Works.

Mr. Wolk presented

No. 2817. Petition from residents of Overhill street, Third ward, asking that the name of the street be changed to Heldman street.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 2818. Petition requesting the remedying of the unsanitary condition resulting from the dumping of ashes, refuse, etc., on the lot at 7430-34 Tioga street, 13th ward.

Which was read and referred to the Committee on Health and Sanitation.

The Chair presented

No. 2819. An Ordinance authorizing and directing the issue and sale of short-term promissory notes of the City of Pittsburgh amounting to \$200,000.00, to provide funds to pay the City's share of the cost of General Public Improvements to be carried out by the Department of Public Works, and providing for the redemption of said promissory notes and the payment of interest thereon.

Also

No. 2820. An Ordinance authorizing and directing the issue and sale of short-term promissory notes of the City of Pittsburgh, in the amount of \$850,000.00, to provide funds to pay the City's share of the cost of General Public Improvements in conjunction with Public Works Administration, and providing for the redemption of said promissory notes and the payment of interest thereon.

Also

No. 2821. An Ordinance appropriating the sum of \$4,000.00 in Code

Account 1904-A-4, Salaries, Temporary Employees, for the payment of Salaries, Temporary Employees, Department of Assessors, to be designated Code Account No. 1094-A-4.

Also

No. 2822. An Ordinance creating and establishing positions of temporary clerks in the Department of Assessors as needed, and providing for the payment thereof.

Also

No. 2823. An Ordinance creating and establishing temporary positions in the Department of Law; fixing the rate of compensation, and providing for the payment thereof.

Also

No. 2824. Resolution authorizing and directing the City Controller to accept the sum of \$1,000.00 and an assignment of the checking account of F. W. Bode in the amount of \$1,131.86, with the Pennsylvania Trust Company, in full settlement of the unsecured promissory note of Dr. F. W. Bode, dated April 29, 1931, endorsed by W. T. Bode and R. E. Baker, in the sum of \$9,996.36 and accrued interest at the rate of 6% per annum from September 30, 1933; authorizing and directing the City Controller, upon receipt of said amount and assignment of said checking account, to satisfy and discontinue the suits filed at Nos. 849 and 350 July Term, 1937, v. W. T. Bode and Dr. F. W. Bode, and relieving said Controller from any further accounting for said note.

Also

No. 2825. Resolution authorizing and directing the City Controller to accept the sum of \$500.00 in full settlement of the unsecured promissory note of H. M. Schaefer, dated November 13, 1929, endorsed by Wm. McK. Reed, in the sum of \$5,000.00, and accrued interest from October 31, 1931, after receipt of which the City Controller shall be released from any further accounting for said note.

Also

No. 2826. WHEREAS, There remain unencumbered balances in various

sub-divisions of Bond Fund Nos. 122, 129, 131 and 132 for which there is not further use under the purpose for which they were appropriated, and

WHEREAS, it is desirable that the above referred to balances be reverted to the General Fund of the respective Bond Funds, Now Therefore Be It

RESOLVED: That the City Controller be and he is hereby authorized and directed to revert unencumbered balances as follows—

Bond Fund	
No. 122-15—Drinking Fountains in parks, Construction Work \$	390.00
No. 122-15A—Drinking Fountains in parks, Engineering Expenses	440.63
No. 122-16—Buildings & Playgrounds, Construction & Reconstruction	258.35
No. 122-17A—Fences at Playgrounds, Engineering Expenses	343.05
No. 122-19—Carson St. West, Construction Work	1,154.85
	<u>\$ 2,586.88</u>

shall be and the same is hereby ordered reverted to the General Fund of bond Fund No. 122, and Bond Fund

No. 129-9—Engineering for proposed projects	\$ 119.70
No. 129-2—Street Repair, Asphalt Plant Materials	490.16
No. 129-21—Materials for Lawns, Walks, etc., East & West Park	20.08
No. 129-46—Smoke Survey	1,765.02
No. 129-51—Repainting City-County Building	219.78
No. 129-57—Engineering draughting room & Office Equipment	878.75
	<u>\$ 3,493.50</u>

shall be and the same is hereby ordered reverted to the General Fund of Bond Fund No. 129, and Bond Fund

No. 131-6—Contingent, Engineering and other expenses—	\$ 108.07
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No. 131-27—Engineering Expenses, Wood St. and S. Braddock Ave.	1,348.86
--	----------

\$ 1,456.93

shall be and the same is hereby ordered reverted to the General Fund of Bond Fund No. 131, and Bond Fund

No. 132-16—Phillips Park Improvement	\$ 616.21
No. 132-19A—Constructing and repair of Bridges, Engineering and other expenses	9,000.00
No. 132-25—Roadways and Streets	932.98
	<u>\$10,549.19</u>

shall be and the same is hereby ordered reverted to the General Fund of Bond Fund No. 132.

Also

No. 2827. Resolution authorizing and directing the City Controller to transfer the sum of \$5,000.00 from Code Account 42-2, Budget Adjustments, to the following code accounts in the Department of Assessors:—

No. 1094-A-4, Salaries, Temporary Employes	\$4,000.00
No. 1095 Miscellaneous Services	\$1,000.00

Also

No. 2828. An Ordinance amending portions of Section 23, Department of Public Health, Tuberculosis Hospital; Section 24, Department of Public Health, Municipal Hospital; Section 31, Department of Lands and Buildings, Bureau of Operating Maintenance; Section 33, Department of Public Welfare, Mayview City Home and Hospital; Section 34, Department of Public Welfare, Mayview Coal Mine; Section 57, Department of Public Works, Bureau of Highways and Sewers, Asphalt Plant, and Section 76, Department of Public Works, Bureau of Parks, Highland Park Zoo, of Ordinance No. 618, entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Also

No. 2829. Communication from Ralph E. Griswold, Superintendent, Bureau of Parks, requesting an additional appropriation of \$5,010.00 for the Shade Tree Division, and submitting report of activities of that division in conjunction with W. P. A. Project No. 20000.

Also

No. 2830. Communication from Fort Pitt Chapter No. 9, The Military Order of the Purple Heart, requesting an appropriation for Memorial Day and Armistice Day celebrations.

Also

No. 2831. Communication from Avis T. Dinsmore, Health Education Committee, Young Women's Christian Association, urging certain amendments to Ordinance No. 110 of 1938, which provides for inspection of all public eating and drinking places, etc., in compliance with the Act of 1927, P. L. 437.

Also

No. 2832. Communication from the North Side Memorial Day Committee, A. G. Oehmler, Secretary, protesting against amounts allotted various veterans' organizations for Memorial Day services.

Also

No. 2833. Communication from William C. Douglass, Esq., requesting exoneration of interest on delinquent water taxes and municipal lien on the Coleman Industrial Home for Colored Boys.

Which were severally read and referred to the Committee on Finance.

Also

No. 2834. Remonstrance from Irving Siegel and Dr. F. H. Rimer against, and asking exoneration from assessment for, sewer now under construction on the east side of the 1200 block of Chislett street.

Also

No. 2835. Communication from Lois Plesko, in behalf of petitioners, requesting certain improvements on Chemung way, from Delaware street to a point 150 feet north of Beryl way.

Also

No. 2836. Petition for the construction of a sanitary sewer on Montana street, from Bard way to Nelson Run road.

Also

No. 2837. Communication from the J. G. Still Company relative to discrepancies in specifications for portable air compressor for the Bureau of Water, and asking that the contract awarded the Koontz Company be cancelled and new bids taken.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2838. An Ordinance to prevent congestion and traffic and fire hazard resulting from the closing of Bigelow boulevard by providing for one-way traffic for all vehicles, including street cars, on certain portions of Forbes street, Diamond street and Fifth avenue, during the closing of Bigelow boulevard, by supplementing Section 2, paragraph (h), of Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh, and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented, to include certain portions of Forbes street, Diamond street and Fifth avenue as one-way streets, and by amending Section 1 Paragraph (b) of said Ordinance, by defining "Vehicle" to include street cars.

Also

No. 2839. Communication from Marshall Stalley, Field Secretary, Community Councils, Federation of Social Agencies of Pittsburgh and Allegheny County, advising of action taken by the Hill District Community Council favoring the proposed plan of one-way traffic on Forbes street and Fifth avenue during the reconstruction of Bigelow boulevard.

Also

No. 2840. Communication from Sheraden Council No. 143, Junior Order of United American Mechanics, F. H. McMillen, Recording Secretary, asking

that a patrolman be provided for Sheraden Park throughout the year.

Which were severally read and referred to the Committee on Public Safety.

Also

No. 2841. Communication from the Brushton Community Organization transmitting copy of resolution adopted by that body opposing the application of the Harmony Short Line Motor Transportation Company for rerouting privileges.

Which was read, received and filed.

REPORTS OF COMMITTEES

Mr. Evans (for Mr. Demmler) presented

No. 2842. Report of the Committee on Finance for April 25, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2542. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of innerlining and the repairing of the old trunk sewer in the Spring Garden Avenue Drainage Basin, from a point near Peralto street to a point about one hundred fifteen (115') feet north of Borough street, and for the payment of the cost thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2712. An Ordinance entitled, "An Ordinance amending portions of Sections 23, 30, 33, 45, 51, 57 and 82 of Ordinance No. 618, which became a law January 9, 1939, entitled, 'An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof.'"

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2771. An Ordinance entitled, "An Ordinance amending Ordinance No. 593, approved December 20, 1938, entitled 'An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the bridges and viaducts of the City of Pittsburgh,

in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2772. An Ordinance entitled, "An Ordinance amending Ordinance No. 115 approved March 13, 1939, entitled, 'An Ordinance appropriated and setting aside the aggregate amount of \$77,318.00 for the payment of the cost for improvements to the public highways and recreation systems of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States.'"

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2784. An Ordinance entitled, "An Ordinance supplementing Section 71, Schenley Park, and amending a portion of Section 72, Schenley Conservatory, of an Ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 9, 1939."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2773. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of A. Parente and Son for \$182.09, Branna Construction Company for \$415.23 and

Max Parker for \$329.66 in payment of extra work done on contracts in connection with P.W.A. projects for the benefit of the City without previous authority of law."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Bill No. 2774. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the Government of the United States in the sum of \$32,358.00 for the payment of the advance grant requisition on Docket No. Pa. 1599-F."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2541. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of Sixty thousand (\$60,000.00) Dollars, including engineering and other necessary expenses, for the construction of innerlining and the repairing of the old trunk sewer in the Spring Garden Avenue Drainage Basin, from a point near Peralto street to a point about one hundred fifteen (115') feet north of Borough street, from Bond Fund....."

In Finance Committee April 25, 1939, bill read and amended in Section 1 and in the title by inserting in blank space the figures "140," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 2775. Resolution authorizing and directing the City Controller to transfer the sum of \$85.00 from the Code Account No. 1522, Equipment, to Code Account No. 1521, Repairs, Accounting Division, D.P.W.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2782. Resolution authorizing and directing the City Controller to transfer the sum of \$300.00 from Code Account 1227, Equipment, to Code Account 1224, Supplies, Division of Bacteriology, Department of Public Health.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole (Pres't)

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2786. Resolution authorizing and directing the Mayor and the Director of the Department of Lands and Buildings to extend the term of the lease from July 1st, 1939, to June 30, 1940, to the Board of Trade, 12th District, 14th Ward, for a certain piece of ground situate in the 14th Ward, for playground purposes, at a rental of \$1.00 per annum, said extension to embody the terms stipulated in Ordinance No. 314, approved June 30, 1938.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Evans presented

No. 2843. Report of the Committee on Public Works for April 25, 1939, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2823. An Ordinance entitled, "An Ordinance widening Beaver avenue, at the intersection of Western avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collection from properties benefited thereby."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And there not being three-fourths of the votes of Council in the affirmative, the bill failed to pass finally, in accordance with the provisions of the Act of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2776. An Ordinance entitled, "An Ordinance fixing the location of a portion of the relief sewer in the 33rd Street Drainage Basin that is to be constructed partly on public property and partly on private property as otherwise authorized by Ordinance of Council, extending from a point on private property of the Peoples Savings and Trust Company, about eighty (80') feet east of North Neville street, westwardly and northwestwardly to the existing sewer on North Neville street about five hundred eighty (580') feet northwest of Short street, and providing for an easement on property owned by the Peoples Savings and Trust Company, private property of the Pittsburgh Junction Railroad Company, the Bell Telephone Company, and the Pennsylvania Railroad Company, for the construction and maintenance of the portion of said relief sewer so located, and providing for adjudication of damages occasioned thereby and for the payment of the costs and expenses thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2777. An Ordinance entitled, "An Ordinance amending Section 1 and the title of Ordinance No. 198, approved April 1, 1939, entitled, 'An Ordinance fixing the location of a portion of the relief sewer in the 33rd Street Drainage Basin that is to be constructed partly on public property and partly on private property as otherwise authorized by Ordinance of Council, extending from a point on private property of the American Smelting and Refining Company, southeast of South Winebiddle avenue (vacated); thence northwestwardly, southwestwardly the private property of the Schuylkillly and westwardly to a point at or near Improvement Land Company of Philadelphia, and providing for an easement on property owned by the American Smelting and Refining Company, the Pennsylvania Railroad Company, Robert T. M. McCready, Edward J. McKenna, Jerry Mattarock, at ux., Ella Blundon, Charles F. Goettman and Edna G. Forner, Charles Purcell, and the Peoples Savings and Trust Company, for the construction and maintenance of this portion of said relief sewer so located, and providing for adjudication of damages occasioned there-

by and for the payment of the costs and expenses thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Weir presented

No. 2844. Report of the Committee on Parks and Libraries for

Which was read, received and filed. April 25, 1939, transmitting an ordinance to Council.

Also, with an affirmative recommendation,

Bill No. 2714. An Ordinance entitled, "An Ordinance providing for a contract or contracts for refreshment concessions in City Parks."

Which was read.

Mr. Weir moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Gallagher (for Mr. Anderson) presented

No. 2845. Report of the Committee on Public Safety for April 25, 1939, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2679. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of one automobile coupe for the Bureau of Electricity, and providing for the payment thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2680. An Ordinance entitled, "An Ordinance providing for

the letting of a contract or contracts for the furnishing and delivery of two (2) auto trucks for the Bureau of Traffic Planning, and providing for the payment thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Weir

Gallagher

Wolk

Garland

O'Toole, (Pres't)

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Garland presented

No. 2846. RESOLVED, That the Council of the City of Pittsburgh does hereby endorse House Bill 1052, providing for the licensing and control of auto junk yards, and House Bill 1142, providing for increase of highway right of way, and urges favorable action thereon.

Which was read.

Mr. Garland moved

The adoption of the resolution.

Which motion prevailed.

Also

No. 2847.

WHEREAS, There has been introduced in the Senate of the United States a bill, S. 2009, and also in the House of Representatives bills H.R. 2531 and H.R. 4862, which propose, among other things, to amend the present act so as to regulate all interstate transpor-

tation on the inland waterways of the country, and

WHEREAS, The inland waterways of the United States are open for use by any who desire to use them for transportation purposes and that there has been no general demand for any form of governmental regulation thereof, nor will there be a demand, for the reason that nothing of a monopolistic nature is proposed or desired to become effective in connection with transportation on our inland waterways; and

WHEREAS, Industries have been located in the Pittsburgh district because of the availability of low water cost transportation; that, if this advantage is eliminated it will place these industries in an unfair competitive position and be detrimental to the interests of the huge population centered in the Pittsburgh district and Western Pennsylvania, and the Country, generally, will be adversely affected if burdensome regulations are established and water transportation rates are "stabilized" by the Interstate Commerce Commission in the interest of the railroads, and thereby resulting in an inevitable increase in all transportation rates and which will be contrary to public interest; and

WHEREAS, The proposed legislation will undoubtedly affect the financial interest of the water carriers adversely under the guise of uniform regulation of water and rail carriers. That, it should be borne in mind, that during the years in which the rivers moved the greatest amount of tonnage, the rail carriers were equally prosperous and the rivers caused no financial difficulties of the rail carriers. Relatively the volume of the rail tonnage, as compared with the volume of river tonnage, has remained constant and it is quite apparent, therefore, that the situation now faced by the rail carriers is due to conditions other than the loss of tonnage to the river carriers. Therefore, be it,

RESOLVED, That the City of Pittsburgh is opposed to the passage of Senate Bill 2009 and that Charles Don-

ley, Chairman of the Transportation Research Commission of the City of Pittsburgh be authorized to represent the City of Pittsburgh and appear before the Committee of Congress for the purpose of emphasizing its importance on behalf of the City of Pittsburgh.

Which was read.

Mr. Garland moved

The adoption of the resolution.

Upon which motion, the ayes and noes were ordered taken, and being taken were:

Ayes:—Messrs.

Evans	Garland
Gallagher	Weir

Mr. Wolk not voting.

Noes: Mr. O'Toole (Pres't).

Ayes 4. Noes 1.

And a majority of the votes of Council not being in the affirmative, the motion did not prevail.

Mr. Garland arose and said:

Mr. President:— We have in the audience today a group of students from the Westinghouse High School, accompanied by their teacher, Miss Leech. They have visited the Chamber for the purpose of seeing in person how our

council meetings are conducted and how the councilmen act.

At the conclusion of the meeting, it will be my pleasure to escort these students and their teacher to the Mayor's office, to meet the Mayor and view his office and the pictures of the former Mayors of Pittsburgh hanging on the walls in the Mayor's Conference Room.

The Chair said:

Gentlemen, the Minutes ought to show that these students with their teacher are present.

The members of the Board of Commissioners of Allegheny County are present—John J. Kane, John S. Herron and George Rankin, Jr.—who have been invited to attend a conference at the conclusion of the Council meeting.

Mr. Gallagher moved

That the Minutes of Council of Tuesday, April 18, Monday, April 24, and Wednesday, April 26, 1939, be approved.

Which motion prevailed.

And upon motion of Mr. Garland

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Thursday, May 4, 1939

No. 20

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON...Ass't City Clerk

Council met pursuant to the following call:

Pittsburgh Pa.,
May 2, 1939.

Mr. E. W. Lindsay,
Clerk of Council.

Dear Sir:—

Please call a special meeting of Council for Thursday, May 4, 1939, at 2:15 o'clock, P.M., Eastern Standard Time, for the consideration of business from the Committee on Public Safety, and such other business as may come before the meeting.

Yours very truly,
JAMES L. O'TOOLE, JR.
President of Council.

Which was read, received and filed.

Present:—Messrs.

Evans

Gallagher

Garland

McArdle

Absent:—Messrs.

Anderson

Weir

Wolk

O'Toole, (Pres't)

Demmler

The Chair stated:

That if there were no objections Council would recess until 3:15 o'clock, P.M., (E.S.T.)

And there being no objections,
Council recessed.

An the hour of 3:15 o'clock, P. M., having arrived, and the time of the recess having expired, Council reconvened, and there were present:

Messrs.

Evans

Gallagher

Garland

McArdle

Absent:—Messrs.

Anderson

Weir

Wolk

O'Toole, (Pres't)

Demmler

The Chair stated:

That the Committee on Public Safety had no report at this time, and, therefore, Council would stand adjourned.

And

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Monday, May 8, 1939

No. 21

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON--Ass't City Clerk

Pittsburgh, Pa.

Monday, May 8, 1939

Council met.

Present:--Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Absent:--Messrs.

Anderson	Demmler
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PRESENTATIONS

Mr. Evans (for Mr. Anderson) presented

No. 2848. Communication from the Sheraden Community Council, J. F. Landis, Secretary, urging that a patrolman be provided for Sheraden Park throughout the year.

Which was read and referred to the Committee on Public Safety.

Mr. Evans presented

No. 2849. An Ordinance appropriating and setting aside the aggregate amount of \$167,000.00 for payment of the cost, including engineer-

ing and other necessary expenses, for improvements to the public highways, bridge and viaduct, sewerage, drainage and water systems of the City, in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program, from the proceeds to be derived from the sale of General Public Improvement Notes.

Also

No. 2850. An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works Projects for certain improvements to the public sewerage and water systems of the City of Pittsburgh in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor.

Also

No. 2851. An Ordinance authorizing the issuance of warrants in favor of Altman's Mills for \$3,287.00; Dudley S. Simms for \$288.42; Parmelee Motor Fuel Co. for \$135.72; Commonwealth of Pennsylvania, Department of Revenue, for \$110.44; Standard Oil Company of Pennsylvania for \$45.86; Ziegler Machinery, Inc., for \$21.70; Dixon Motor Co., for \$9.84; H. C. Boyle, for \$8.00; Louis Gordon, Jr., Son & Co., for \$7.00; Option Equipment & Supply Co., for \$6.93; Ervin Machinery Co., Inc., for \$6.30, and Dyke Motor Supply Co., for \$4.20, for supplies furnished and services rendered the City in the Department of Public Welfare without previous authority of law.

Also

No. 2852. Resolution authorizing the issuing of warrants to the fol-

lowing persons for the amounts set opposite each name, in the total sum of \$78.00, refunding fees for unused street opening permits, etc., and charging same to Code Account No. 42, Contingent Fund: Sam Tolly, \$9.00; John T. Kane, \$9.00; McConnell Plumbing Co., \$18.00; Albert Morian, \$13.00; Charles H. Ruckel, \$14.00; Penna. Water Co., \$3.00; Modern Plumbing Co., \$4.00, and Mfrg. Distributing Co., \$8.00.

Also

No. 2853. Resolution authorizing and directing the City Controller to transfer the sum of \$2,500.00 from Code Account ----- to Code Account No. 1516, Repairs, Division of Garage and Repair Shop, D. P. W.

Which were severally read and referred to the Committee on Finance.

Also

No. 2854. An Ordinance widening Crestline street, from Nimick place to the City line, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 2855. An Ordinance authorizing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to enter into an agreement with the County of Allegheny, through its Board of County Commissioners, for the purpose of constructing a traffic grade separation at the intersection of West Liberty avenue and Saw Mill Run boulevard, in the City of Pittsburgh, and providing for respective obligations of the parties thereto.

Which were read and referred to the Committee on Public Works.

Mr. Gallagher presented

No. 2856. An Ordinance authorizing the issuance of a warrant in favor of C. C. McKallip & Co., amounting to \$1,697.01, for rental of Oppenheim Collins building for the month of April, 1939, to the Department of Public Welfare, for Sewing Project, without previous authority of law.

Which was read and referred to the Committee on Finance.

Mr. Wolk presented

No. 2857. An Ordinance changing the name of Overhill street, 3rd Ward, between Linton street and Reed street, to "Heldman street."

Also

No. 2858. An Ordinance refixing the width and position of the roadway and the sidewalks of Steuben street, from Middletown road to the first angle east of Herschel street; providing for slopes, parking, retaining walls and steps, and re-establishing the grade thereof.

Also

No. 2859. An Ordinance refixing the width and position of the sidewalks and roadway of Sycamore street, from Shiloh street to Bertha street.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 2860. An Ordinance authorizing the leasing to the Pittsburgh Plate Glass Company of a part of the Duquesne Way wharf, formerly occupied by the Farmers' Market, being the old Farmers' Market platform located on Duquesne way, between Sixth and Seventh streets.

Also

No. 2861. An Ordinance authorizing a lease for a building now used for Library purposes by the Carnegie Free Library of Allegheny, situated on Brighton road, near Woods Run avenue, and owned by Mathilda M. Cochran and Anna B. Dietrich.

Also

No. 2862. An Ordinance amending Section 31, Department of Lands and Buildings, of Ordinance No. 618, which became a law January 9, 1939, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof."

Also

No. 2863. An Ordinance authorizing the issuance of warrants in

favor of The Stevenson & Foster Co. in the sum of \$140.60, and The McBee Company in the sum of \$553.00, for extra cost of ledger sheets and tax bills for the Department of City Controller.

Also

No. 2864. Resolution authorizing and directing the City Solicitor, upon payment of \$464.20, to satisfy liens filed against Casper Ashor at M. L. D. No. 272 January Term, 1926, for \$426.70, and M. L. D. No. 147 April Term, 1929, for \$37.50, and charging the costs to the City of Pittsburgh.

Also

No. 2865. Resolution authorizing and directing the Law Department to petition the Court of Common Pleas, in accordance with the Act of May 21, 1937, P. L. 787, for the sale of property formerly of C. W. Hollingsworth, being part of Lot No. 48 on Arlington (formerly Brownsville) avenue, 18th Ward, acquired by the City by Sheriff's Deed dated July 21, 1900, and recorded in the Recorder's Office in Deed Book Volume 14, page 1, and also in Common Pleas Court Deed Record Volume 16, and authorizing and directing the Mayor, upon approval by the Court, to execute and deliver a deed for said property to the Church of the Living God, Robert Felder, Alverta Duncan and Amanda Harris, Trustees, for the sum of \$100.00.

Also

No. 2866. Resolution authorizing and directing the Law Department to petition the Court of Common Pleas, in accordance with the Act of May 21, 1937, P. L. 787, for the sale of property formerly of Thomas Curran "HRS" on Kiralfi street (formerly Kenberma avenue), acquired by the City by Sheriff's Deed dated April 20, 1915, and recorded in the Recorder's Office in Deed Book Volume 1857, page 6, and authorizing and directing the Mayor, upon approval by the Court, to execute and deliver a deed for said property to Herbert J. Sill and Anna B. Sill, his wife, for the sum of \$75.00.

Also

No. 2867. Communication from the City Solicitor asking approval of settlement of suit of John Mallory Phillips v. City of Pittsburgh and Pittsburgh Railways Company at No. 1731 January Term, 1937, in the form of a verdict against the City in the amount of \$750.00, and a verdict in like amount in favor of the City against the additional defendant, the Pittsburgh Railways Company.

Also

No. 2868. Communication from the International Brotherhood of Electrical Workers, Local Union No. 5, requesting changes in titles and adjustment of salaries for Managing Engineers, Assistant Engineers, Chief Engineers, Assistant Power Engineers, Oilers, Firemen, etc., in the Bureau of Water.

Also

No. 2869. Communication from the City Treasurer transmitting statements of collection of delinquent taxes for the periods April 16 to April 30, 1939, and January 1 to April 30, 1939; also statement of accounts of the City Solicitor.

Also

No. 2870. Communication from the Junior Chamber of Commerce of Pittsburgh, Roger Jewett, Secretary, advising of resolution adopted by that body favoring the development of the local rivers for recreational purposes, and offering to actively co-operate with any agency in the support of crew racing.

Also

No. 2871. Communication from J. Boyd Duff, Jr., Esq., requesting exoneration of taxes on certain property in the 20th Ward, assessed in the name of Henry Schmelz, from 1932 to 1939, inclusive.

Also

No. 2872. Communication from Reuben Korn, Esq., asking adjustment of water rents for second quarter of 1936 on properties of Jennie and B. Caplan at 2154 Webster avenue and 1527 Centre avenue.

Which were severally read and referred to the Committee on Finance.

Also

No. 2873. Communication from the Congregation Poale Zedeck, Adolph Greenberger, Secretary, requesting the improvement of Faust street, from Universal street to the cemetery at the end of the street.

Also

No. 2874. Petition for the opening of the way in the rear of the 5100 block of Columbo street, 10th Ward.

Which were read and referred to the Committee on Public Works.

UNFINISHED BUSINESS

The Chair took up

Bill No. 2398. An Ordinance entitled, "An Ordinance vacating a strip 5.0 feet wide along the northerly side of Bascom street, from an unnamed 10-foot way situate along the west side of Lot No. 22 in the Perry Park Plan of Lots, to a property line 55.0 feet westwardly therefrom."

In Council April 24, 1939, bill read and laid over pending receipt of advertising fee.

Which was read a second time.

The Chair stated

That at a meeting of the Committee on Hearings on May 3, 1939, a motion was adopted that the property owners be exonerated from the payment of this fee.

And the bill as read a second time was agreed to.

Mr. Wolk moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2623. An Ordinance entitled, "An Ordinance widening Beaver avenue, at the intersection of Western avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

In Council May 1, 1939, bill read, rule suspended, read a second and third times and failed to pass finally, lacking a three-fourths vote.

Which was read.

And the question recurring, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2847. Resolution opposing passage of Senate Bill No. 2009, amending the present Act so as to regulate all interstate transportation on inland waterways of the Country, and authorizing Charles Donley, Chairman of the Transportation and Research Commission of the City of Pittsburgh, to represent the City and appear before the Committee of Congress for the purpose of emphasizing its importance on behalf of the City of Pittsburgh.

In Council May 1, 1939, read, and motion to adopt did not prevail.

Which was read.

And the question recurring on the adoption of the resolution, the motion prevailed.

(Mr. O'Toole, President, voting "No").

REPORTS OF COMMITTEES

Mr. Evans (for Mr. Demmler) presented

No. 2875. Report of the Committee on Finance for May 2, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2804. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of \$3,000.00 from Bond Fund No. 139, Bigelow boulevard and other improvements, for the purchase of top soil to be used for playgrounds, Bureau of Recreation."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2805. An Ordinance entitled, "An Ordinance amending Sec-

tion 1 of Ordinance No. 175, approved May 22, 1937, entitled, "An Ordinance appropriating certain sums amounting in the aggregate to \$15,000.00 from Bond Fund 131, General Improvement Notes 1937, for payment of the cost of constructing application, street improvement and system improvement mains, with regular forces of the Bureau of Water, Department of Public Works."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2814. An Ordinance entitled, "An Ordinance creating and establishing additional positions in the Department of Public Welfare; fixing the rate of compensation, and providing for the payment thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2819. An Ordinance entitled, "An Ordinance authorizing and directing the issue and sale of short-term promissory notes of the City of Pittsburgh amounting to \$200,000.00, to provide funds to pay the City's share of the cost of General Public Improvements to be carried out by the Department of Public Works, and providing for the redemption of said promissory notes and the payment of interest thereon."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2820. An Ordinance

entitled, "An Ordinance authorizing and directing the issue and sale of short-term promissory notes of the City of Pittsburgh, in the amount of \$850,000.00, to provide funds to pay the City's share of the cost of General Public Improvements in conjunction with Public Works Administration, and providing for the redemption of said promissory notes and the payment of interest thereon."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2821. An Ordinance entitled, "An Ordinance appropriating the sum of \$4,000.00, in Code Account 1094-A-4, Salaries, Temporary Employees, for the payment of Salaries, Temporary Employees, Department of Assessors, to be designated Code Account No. 1094-A-4."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2823. An Ordinance entitled, "An Ordinance creating and establishing temporary positions in the Department of Law; fixing the rate of compensation, and providing for the payment thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2828. An Ordinance entitled, "An Ordinance amending por-

tions of Section 23, Department of Public Health, Tuberculosis Hospital; Section 24, Department of Public Health, Municipal Hospital; Section 31, Department of Lands and Buildings, Bureau of Operating Maintenance; Section 33, Department of Public Welfare, May-34, Department of Public Welfare, view City Home and Hospital; Section Mayview Coal Mine; Section 57, Department of Public Works, Bureau of Highways and Sewers, Asphalt Plant, and Section 76, Department of Public Works, Bureau of Parks, Highland Park Zoo, of Ordinance No. 618, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 9, 1939."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1968. An Ordinance entitled, "An Ordinance authorizing and directing the purchase by the City of Pittsburgh of certain real estate owned by Adele C. Galloway, formerly Adele M. Chartener, widow, Gustav E. Chartener and Grace L. Chartener, his wife, situate in the 18th Ward of the City

of Pittsburgh, for the sum of \$2,000.00, and providing for the payment of the same."

In Finance Committee, May 3, 1939, bill read and amended in Section 2 by inserting in blank space the words "1539, General Repaving," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2689. An Ordinance entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$20,000.00 from Bond Fund No. 132 for the payment of the City's share of the cost, including salaries, to carry out and complete certain survey and planning work as conducted by the Department of City Planning, and painting and repairs of the Tuberculosis Hospital as conducted by the Depart-

ment of Public Health in conjunction with the Federal Works Progress Administration."

In Finance Committee, May 3, 1939, bill read and amended in Section 1 by striking out and by inserting as shown in red, and in the title by striking out the words "\$20,000.00 from Bond Fund No." and by inserting in lieu thereof the words "\$22,500.00 from Bond Fund Nos. 122, 129, 131 and," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2822. An Ordinance entitled, "An Ordinance creating and establishing positions of temporary clerks in the Department of Assessors as needed, and providing for the payment thereof."

In Finance Committee, May 3, 1939, bill read and amended in Section 1 and in the title by inserting before the words "temporary clerks" the word "three," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 2813. An Ordinance entitled, "An Ordinance authorizing the payment of wages of electricians employed by the Department of Lands and Buildings and the payment of elevator repair bills on Contract No. 7505, in preparing the May Building on Penn avenue for W. P. A. Sewing Project."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 1787. Resolution authorizing the Director of the Department of Supplies to dispose of any duplicate records of contracts, bids, orders, requisitions, etc., that are of no further use and which have been retained over a period of four years.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2806. Resolution authorizing and directing the City Controller to transfer the sum of \$600.00 from Code Account No. 1947, Materials,

Boardwalks and Steps, to Code Account No. 1634, Miscellaneous Services, Repairing Highways, Bureau of Highways and Sewers, D. P. W.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

No. 2824. Resolution authorizing and directing the City Controller to accept the sum of \$1,000.00 and an assignment of the checking account of F. W. Bode in the amount of \$1,131.86, with the Pennsylvania Trust Company, in full settlement of the unsecured promissory note of Dr. F. W. Bode, dated April 29, 1931, endorsed by W. T. Bode and R. E. Baker, in the sum of \$9,996.36 and accrued interest at the rate of 6% per annum from September 30, 1933; authorizing and directing the City Controller, upon receipt of said amount and assignment of said checking account, to satisfy and discontinue the suits filed at Nos. 849 and 850 July Term, 1937, v. W. T. Bode and Dr. F. W. Bode, and relieving said Controller from any further accounting for said note.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and

third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2825. Resolution authorizing and directing the City Controller to accept the sum of \$500.00 in full settlement of the unsecured promissory note of H. M. Schaefer, dated November 13, 1929, endorsed by William McK. Reed, in the sum of \$5,000.00, and accrued interest from October 31, 1931, after receipt of which the City Controller shall be released from any further accounting for said note.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

No. 2826. WHEREAS, There remain unencumbered balances in various sub-divisions of Bond Fund Nos. 122, 129, 131 and 132 for which there is no further use under the purpose for which they were appropriated, and

WHEREAS, it is desirable that the above referred to balances be reverted to the General Fund of the respective Bond Funds, Now Therefore Be It

RESOLVED: That the City Controller be and he is hereby authorized and directed to revert unencumbered balances as follows—

Bond Fund

No. 122-15—Drinking Fountains in parks, Construction Work	\$ 390.00
No. 122-15A—Drinking Fountains in parks, Engineering Expenses	440.63
No. 122-16—Buildings & Playgrounds, Construction & Reconstruction	258.35
No. 122-17A—Fences at Playgrounds, Engineering Expenses	343.05
No. 122-19—Carson St. West, Construction Work	1,154.35
	<u>\$ 2,586.88</u>

shall be and the same is hereby ordered reverted to the General Fund of bond Fund No. 122, and

Bond Fund

No. 129-9—Engineering for proposed projects	\$ 119.70
No. 129-2—Street Repair, Asphalt Plant Materials	490.16
No. 129-21—Materials for Lawns, Walks, etc., East & West Park	20.08
No. 129-46—Smoke Survey	1,765.02
No. 129-51—Repainting City-County Building	219.78
No. 129-57—Engineering draughting room & Office Equipment	878.76
	<u>\$ 3,493.50</u>

shall be and the same is hereby ordered reverted to the General Fund of Bond Fund No. 129, and

No. 131-6—Contingent, Engineering and other expenses	\$ 108.07
No. 131-27—Engineering Expenses, Wood St. and S. Braddock Ave.	1,348.86
	<u>\$ 1,456.93</u>

shall be and the same is hereby ordered reverted to the General Fund of Bond Fund No. 131, and

Bond Fund

No. 132-16—Phillips Park Improvement	\$ 616.21
No. 132-19A—Constructing and repair of Bridges, Engineering and other expenses	9,000.00
No. 132-25—Roadways and Streets	932.98
	<u>\$10,549.19</u>

shall be and the same is hereby ordered reverted to the General Fund of Bond Fund No. 132.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2827. Resolution authorizing and directing the City Controller to transfer the sum of \$5,000.00 from Code Account 42-2, Budget Adjustments, to Code Account No. 1094-A-4, Salaries, Temporary Employees, Department of Assessors, \$4,000.00; and Code Account No. 1095, Miscellaneous Services, Department of Assessors, \$1,000.00.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the record and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Evans presented

No. 2876. Report of the Committee on Public Works for May 3, 1939, transmitting a Lot Plan and two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2808. "Penham Plan of Lots" in the 14th Ward, laid out by John Jackson Bissell and Margaret S. Bissell, and the dedication of Penham Place and Penham Lane as shown thereon.

Which was read, accepted and approved by the following vote:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole (Pres't)
McArdle	

Ayes 7. Noes none.

Also, with an affirmative recommendation,

Bill No. 2809. An Ordinance entitled, "An Ordinance approving 'Penham Plan of Lots' in the Fourteenth Ward of the City of Pittsburgh, laid out by John Jackson Bissell and Margaret S. Bissell; accepting the dedication of Penham Place and Penham Lane as shown thereon for public use for highway purposes; opening and naming the same; fixing the width and position of the sidewalks and roadways, and establishing the grade thereon."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2638. An Ordinance entitled, An Ordinance consenting to the erection of a memorial to William A. Magee by the William A. Magee Memorial Association upon the triangular plot of ground at the intersection of Sixth avenue, Bigelow boulevard and Grant street."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally

MOTIONS AND RESOLUTIONS

Mr. Gallagher moved

That the following members of

Council be excused for absence from Council and Committee meetings:

Mr. Anderson on March 29; April 18, 19, 25, 26; May 1, 2, 3 and 4, 1939;

Mr. Demmler on March 29; April 18, 19, 25, 26; May 1, 2, 3 and 4, 1939;

Mr. Evans on March 29; April 19, 1939;

Mr. McArdle on April 26; May 1 and 3, 1939;

Mr. Weir on April 19, 1939.

Which motion prevailed.

The Chair introduced

Neal Humphrey, President of Hill City, Pa. Organization for Crime Prevention, who read the following communication:

May 2, 1939.

Members of Council:

We the members of Council of Hill City, Pa., hereby petition the members of Council of Pittsburgh, Pa., to give official sanction to an act of our council in instituting what is to be known as "Crime Prevention Week." The dates have been tentatively set for May 28th to June 3rd, inclusive, and the week will consist of addresses delivered at churches

and schools and will close with a Crime Prevention show held at the New Granada Theatre. The immediate objective is to render every citizen aware of the part he must play if crime and delinquency are to be curbed in this City.

With the sanction of this august body, we will continue with our plans.

Respectfully submitted,

Neal Humphrey, Pres.

Joseph Matlock

Wm. Travis

Samuel Dykes

LaVaughn Hurd

Thelma Hicks

Marie Walker

Mr. Gallagher moved

That the communication be approved.

Which motion prevailed.

Mr. Gallagher moved

That the Minutes of Council of meetings held Monday, May 1, and Thursday, May 4, 1939, be approved.

Which motion prevailed.

And upon motion of Mr. McArdle

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Monday, May 15, 1939

No. 22

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON--Ass't City Clerk

Pittsburgh, Pa.

Monday, May 15, 1939

Council met.

Present:--Messrs.

Evans McArdle

Gallagher Weir

Garland Wolk

Absent:--Messrs.

Anderson O'Toole, (Pres't)

Demmler

Mr. McArdle moved

That, in the absence of President O'Toole, Mr. Gallagher be elected President Pro tem.

Which motion prevailed.

And Mr. Gallagher took the Chair.

PRESENTATIONS

Mr. Evans (for Mr. Anderson) presented

No. 2877. An Ordinance supplementing Section 2 of Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented, by adding thereto another paragraph further

regulating the use and operation of vehicles on the streets of the City of Pittsburgh; by adding designated streets or portions of streets to certain designated paragraphs thereof, and by repealing certain restrictions on designated portions of certain designated streets.

Which was read and referred to the Committee on Public Safety.

Mr. Evans presented

No. 2878. An Ordinance authorizing the construction of sidewalk pavements and repair of sidewalk pavements and curbing of public thoroughfares in the City of Pittsburgh, to be carried out with aid furnished by the Federal Works Progress Administration, its successor or successors, and providing for the payment of the cost and expense to the City for the performance of said work and that such cost and expense shall be charged against and collected from abutting properties.

Also

No. 2879. Resolution authorizing and directing the City Controller to transfer \$22,690.00 from ----- to the following code accounts:

No. 1800, Supplies, Bureau of Parks ----- \$10,000.00

No. 1884, Wages, Shade Tree Division ----- 5,010.00

No. 1890, Wages, Painting and Improvements ----- 7,680.00

Also

No. 2880. Resolution authorizing and directing the City Controller to transfer \$17,500.00 from ----- to the following code accounts:

No. 1515, Materials, Division of Garage and Repair Shop-- \$15,000.00

No. 1516, Repairs, Division of Garage and Repair Shop-- 2,500.00

Also

No. 2881. An Ordinance appropriating and setting aside the aggregate amount of \$872,100.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, water, park and recreation systems of the City in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program, from the proceeds to be derived from the sale of General Public Improvement Notes.

Also

No. 2882. An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway and water systems of the City of Pittsburgh in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor.

Also

No. 2883. An Ordinance authorizing the Director of the Department of Public Works to employ a representative of the Philadelphia Toboggan Company to submit an estimate for reconditioning the Schenley Park Merry-Go-Round, and providing for the payment of the cost thereof.

Also

No. 2884. An Ordinance authorizing the issuance of warrants in favor of Eichleay Engineering Corporation for \$3,569.47, and Ben Construction Company for \$420.66, in payment for extra work done on contracts in connection with P. W. A. projects for the benefit of the City without previous authority of law.

Also

No. 2885. Communication from the Director of the Department of Public Works advising of extra work required in the amount of \$2,225.00 for reconstruction of about 550 feet of the main sewer in connection with the contract for the repaving of Capital avenue, P. W. A. Docket No. 1616-F.

Which were severally read and referred to the Committee on Finance.

Also

No. 2886. An Ordinance authorizing and directing the construction

of a public sewer on the north sidewalk of Horning street, from a point about twenty (20') feet west of Mullooly street to the existing sewer on Horning street at a point about thirty (30') feet west of Lodge street, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 2887. Communication from Mrs. Caroline B. Taylor, 980 Becks Run road, requesting the cleaning of Becks Run of rubbish and ashes.

Also

No. 2888. Petition for the oiling of Narcissus avenue, 20th Ward.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 2889. An Ordinance amending Sections 5 and 6 and the title of an ordinance entitled, "An Ordinance providing for and regulating the use of milk caps and fixing a standard specification for same; conferring powers and duties on the Director of the Department of Public Health and the Bureau of Food Inspection of the City of Pittsburgh, and imposing penalties for the violation thereof," approved February 14, 1939.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 2890. Communication from Dr. I. H. Alexander, Director, Department of Public Health, relative to additional moneys required for construction of alterations and additions to the Leech Farm Sanitarium.

Also

No. 2891. An Ordinance amending portions of Section 23, Department of Public Health, Tuberculosis Hospital; Section 24, Department of Public Health, Municipal Hospital; Section 31, Department of Lands and Buildings, Bureau of Operation Maintenance; Section 33, Department of Public Welfare, Mayview City Home and Hospital; Sections 58, 60, 61, 62, 63, 64, 65, 66, 67 and 68, Department of Public Works, Bureau of Water, of Ordinance No. 618, entitled,

"An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh and the rate of compensation thereof," which became a law January 9, 1939.

Which were read and referred to the Committee on Finance.

Mr. Weir presented

No. 2892. An Ordinance providing for a contract or contracts for an Archery Concession along Washington boulevard in Highland Park.

Which was read and referred to the Committee on Parks and Libraries.

Mr. Wolk presented

No. 2893. Petition for the vacation of Bennett street, from a point 32.28 feet east of Wheeler street to a point 292.28 feet, more or less, east of Wheeler street.

Also

No. 2894. An Ordinance vacating a portion of Bennett street, between a point 32.28 feet east of Wheeler street and a point 292.28 feet, more or less, east of Wheeler street.

Also

No. 2895. An Ordinance granting unto the Board of Public Education the right to construct, maintain and use a tunnel under and across South Tenth street at a point on the westerly line of South Tenth street a distance of 12.25 feet north of the northerly line of Sarah street in the 17th Ward, City of Pittsburgh, for the purpose of affording access for the installation and maintenance of an 8" steam supply line and a 2" return line from the South High School building on the west side of South Tenth street to the proposed new South Vocational School building on the east side of South Tenth street.

Also

No. 2896. Communication from the Department of Law transmitting comparative financial statements for the months of March, 1939 and 1938, of the Pittsburgh Motor Coach Company.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair (Mr. Gallagher) presented

No. 2897. Resolution authorizing the issuing of a warrant in favor of Nicholas Machnik and Anastasia Ma-

chnik, his wife, of 90 South Eighth street, and Cyrus A. Davis, Esq., their attorney, 200 Walsh Building, in the sum of \$1,600.00, in full settlement of their claim against the City for property damage sustained on August 9, 1932, during the construction of a viaduct across the tracks of the Pennsylvania Railroad Company, west of South Eighth street, and the viaduct approaches thereto, which constituted part of the Mt. Washington roadway improvement, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2898. Resolution authorizing and directing the Law Department to petition the Court of Common Pleas, in accordance with the Act of May 21, 1937, P. L. 787, for the sale of property formerly of W. A. Roberts, Receiver of the German National Loan Association, located on Vivian way, between Boggs-ton and Taft avenues, 18th Ward, acquired by the City by Sheriff's Deed dated August 12, 1914, and recorded in the Recorder's Office in Deed Book Vol. 1825, pages 227, 228 and 235, and authorizing and directing the Mayor, upon approval by the Court, to execute and deliver a deed for said property to Oreste DiBernardo and Judith DiBernardo, his wife, for the sum of \$800.00.

Also

No. 2899. Communication from the North Side Veterans Council requesting an appropriation of \$1,000.00 for Flag Day exercises this year.

Which were severally read and referred to the Committee on Finance.

Also

No. 2900. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to enter into an Agreement with the Pittsburgh Joint Stock Yards Company, for the purpose of the formation of a connection of a viaduct with Herrs Island Bridge, in the City of Pittsburgh; providing for the cost and maintenance of the same, and including the stipulation of the Pennsylvania Railroad Company with reference to its obligations with respect to said Bridge.

Also

No. 2901. An Ordinance authorizing and directing the Mayor and the Director of the Department of Pub-

lic Works, for and in behalf of the City of Pittsburgh, to enter into an Agreement with the County of Allegheny, through its Board of County Commissioners, for the purpose of the formation of a connection of a viaduct with the southerly side of the Thirty-first Street bridge, in the City of Pittsburgh; providing for the cost of the same and the control of traffic at such intersection, and providing for the respective obligations of the parties hereto.

Also

No. 2902. Petition for the oiling of Lessing street, 28th Ward.

Also

No. 2903. Communication from Mrs. Clara Devlin, 2024 Crosby avenue, requesting the oiling of Crosby and Palm Beach avenues.

Also

No. 2904. Communication from Christ Granakas and John Zikos requesting the extension of the sanitary sewer on Coleridge street to their buildings under construction at Nos. 3734 and 3738.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2905. Communication from the Director of the Department of Supplies relative to the motion adopted by the Committee on Public Safety that the Department of Supplies and the Department of Public Safety give consideration to purchasing new cars and equipment at a time when new models come on the market.

Which was read and referred to the Committee on Public Safety.

REPORTS OF COMMITTEES

Mr. Evans (for Mr. Demmler) presented

No. 2906. Report of the Committee on Finance for May 9, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2757. An Ordinance entitled, "An Ordinance granting consent to the Borough of Greentree to carry out a temporary improvement of the portion of Arbor drive extending

from Orchard drive to the northerly line of Greentree Heights Plan of Lots that lies within the corporate limits of the City of Pittsburgh, and fixing the terms and conditions thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Garland

McArdle

Weir

Wolk

Gallagher, (Pres.

Pro tem.)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2849. An Ordinance entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$167,000.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage and water systems of the City, in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program, from the proceeds to be derived from the sale of General Public Improvement Notes."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Wolk
Garland	Gallagher, (Pres.
McArdle	Pro tem.)
Weir	

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2850. An Ordinance entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works Projects for certain improvements to the public sewerage and water systems of the City of Pittsburgh in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Wolk
Garland	Gallagher, (Pres.
McArdle	Pro tem.)
Weir	

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2861. An Ordinance entitled, "An Ordinance authorizing a

lease for a building now used for library purposes by the Carnegie Free Library of Allegheny, situated on Brighton road near Woods Run avenue and owned by Mathilda M. Cochrane and Anna B. Dietrich."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Wolk
Garland	Gallagher, (Pres.
McArdle	Pro tem.)
Weir	

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2856. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of C. C. McKallip and Company, amounting to \$1,697.01 for rental of Oppenheim Collins Building for the month of April, 1939, to the Department of Public Welfare, for Sewing Project, without previous authority of law."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Garland

McArdle

Weir

Wolk

Gallagher, (Pres.

Pro tem.)

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2863. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of The Stevenson & Foster Co. in the sum of \$140.60, and The McBee Company in the sum of \$553.00 for extra cost of Ledger Sheets and Tax Bills for the Department of City Controller."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Garland

McArdle

Weir

Wolk

Gallagher, (Pres.

Pro tem.)

Ayes: 6. Noes: none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2851. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of Altman's Mills for \$3,287.00; Dudley S. Simms, for \$288.42; Parmelee Motor Fuel Co., for \$135.72; Commonwealth of Pennsylvania, Department of Revenue, for \$110.44; Standard Oil Company of Pennsylvania, for \$45.86; Ziegler Machinery, Inc., for \$21.70; Dixon Motor Co., for \$9.84; H. C. Boyle, for \$8.00;

Louis Gordon, Jr., Son & Co., for \$7.00; Option Equipment & Supply Co., for \$6.93; Ervin Machinery Co., Inc., for \$6.30; and Dyke Motor Supply Co., for \$4.20, for supplies furnished and services rendered the City in the Department of Public Welfare without previous authority of law."

In Finance Committee, May 9, 1939, bill read and amended in Section 1 by inserting and by striking out as shown in red, and in the title by striking out and by inserting to make it read, "An Ordinance authorizing the issuance of a warrant in favor of Altman's Mills for \$3,287.00 for supplies furnished the City in the Department of Public Welfare without previous authority of law," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Garland

McArdle

Weir

Wolk

Gallagher, (Pres.

Pro tem.)

Ayes. 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 2862. An Ordinance entitled, "An Ordinance amending Section 31, Department of Lands and Buildings, of Ordinance No. 618, which became a law January 9, 1939, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof.'"

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Wolk
Garland	Gallagher, (Pres.
McArdle	Pro tem.)

Noes:—

Mr. Weir

Ayes 5. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2852. Resolution authorizing the issuing of warrants to the following, refunding fees for street opening permits issued and not used, and charging to Appropriation No. 42, Contingent Fund:

Sam Tolly	\$ 9.00
John T. Kane	9.00
McConnell Plbg. Co.	18.00
Albert Morlan	13.00
Chas. H. Ruckel	14.00
Penna. Water Co.	3.00
Modern Plbg. Co.	4.00
M'gr. Distributing Co.	8.00

\$78.00

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Wolk
Garland	Gallagher, (Pres.
McArdle	Pro tem.)
Weir	

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2864. Resolution authorizing and directing the City Solicitor, upon payment of \$464.20, to satisfy liens filed against Casper Ashor at M.L.D. 272 January Term, 1926, for \$426.70, and M.L.D. No. 147 April Term, 1929, for \$37.50, and charging the cost to the City of Pittsburgh.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Wolk
Garland	Gallagher, (Pres.
McArdle	Pro tem.)
Weir	

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Evans presented

No. 2907. Report of the Committee on Public Works for May 9, 1939, transmitting an Ordinance to Council.

Which was read, received and filed.

Also

Bill No. 2855. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to enter into an agreement with the County of Allegheny, through its Board of County Commissioners, for the purpose of constructing a traffic grade separation at the intersection of West Liberty avenue and Saw Mill Run boulevard, in the City of Pittsburgh, and providing for respective obligations of the parties thereto."

In Public Works Committee May 9, 1939, ordered returned to Council with an affirmative recommendation, subject to report of Law Department.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Evans also presented

No. 2908.

May 12, 1939.

Committee on Public Works.

Gentlemen:

Complying with yours of May 10th, requiring the obligations to be assumed by the City under Bill No. 2855, which is a purported agreement to be entered into by the City and the County of Allegheny in the matter of the construction of a traffic grade separation at the intersection of West Liberty Avenue and Saw Mill Run Boulevard, you are advised as follows:

Under the proposed agreement, the City is obligated to pass the necessary ordinances for the approval of this agreement, for the condemnation of property, and for the establishment or re-establishment of grades and changes of widths, lines and locations of existing streets or ways; to notify all parties concerned of the proposed improvement; to institute the necessary action to require private parties and utility and public service corporations to make alterations, repairs or adjustments to facilities and install new ones, where necessary, but at no expense to the City, except perhaps small filing fees where litigation is necessary; to

maintain new or reconstructed sidewalks, the lighting system and the traffic control system, the plan for which the City is obligated to prepare; to maintain the existing structures and extensions on Saw Mill Run Boulevard, now maintained by the City; to release the County from liability for damages due to the improvement of City property, and secure vacation of the same where occupancy might interfere with the prosecution of the work, and finally, to inspect jointly with the County the entire work when completed.

Yours respectfully,

WM. ALVAH STEWART,
City Solicitor.

Submitted by:

Joseph Langfitt, Jr.,
Special Asst. City Solicitor.

Which was read, received and filed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Wolk
Garland	Gallagher, (Pres.
McArdle	Pro tem.)
Weir	

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Evans also presented

No. 2909. Report of the Committee on Public Works for May 10, 1939, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2596. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E30, by including within the 'A' Residence and Second Area District all that certain property, now classified 'B' Residence and First Area District, bounded

by the southerly side of Stanton avenue; a line parallel with and distant 100 feet westwardly from Collins street; the northerly line of Carmine way extended; Carmine way; the easterly lines of properties fronting on the easterly side of Sheridan avenue; St. Marie street, and the easterly side of Sheridan avenue."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Garland

McArdle

Weir

Wolk

Gallagher, (Pres.

Pro tem.)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2747. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E15, by changing from an 'A' Residence to a Commercial District, all that certain property at the easterly corner of Davison and Main streets, having frontages of 100 feet and 40.5 feet, respectively."

Which was read.

The Clerk stated

That there had been objections filed by the Planning Commission against the passage of this Ordinance, therefore, it would require seven votes for final passage, and asked that it be laid over, as there were but six members present.

And the bill was laid over.

Mr. Wolk presented

No. 2910. Report of the Com-

mittee on Public Service and Surveys for May 9, 1939, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2857. An Ordinance entitled, "An Ordinance changing the name of Overhill street, 3rd Ward, between Linton street and Reed street, to "Heldman street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Garland

McArdle

Weir

Wolk

Gallagher, (Pres.

Pro tem.)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2858. An Ordinance entitled, "An Ordinance refixing the width and position of the roadway and the sidewalks of Steuben street, from Middletown road to the first angle east of Herschel street; providing for slopes, parking, retaining walls and steps, and re-establishing the grade thereof."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Wolk
Garland	Gallagher, (Pres.
McArdle	Pro tem.)
Weir	

Ayes 6. Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2859. An Ordinance entitled, "An Ordinance re-fixing the width and position of the sidewalks and roadway of Sycamore street, from Shiloh street to Bertha street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Wolk
Garland	Gallagher, (Pres.
McArdle	Pro tem.)
Weir	

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Garland (for Mr. Anderson) presented

No. 2911. Report of the Committee on Public Safety for May 9, 1939, transmitting an Ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2681. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of thirty (30), more or less, Automobiles for the Bureau of Police, Department of Public Safety, and providing for the payment thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Wolk
Garland	Gallagher, (Pres.
McArdle	Pro tem.)
Weir	

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Garland presented

No. 2912.

May 11, 1939.

Subject:—Attendance of Mr. J. H. Kenon at American Water Works Association Convention—June 11th to 15th (incl.), 1939.

President and Members of Council,
City of Pittsburgh, Pa.

Gentlemen:

The American Water Works Association, having a membership of more than 3,000, made up of the leading water works engineers and operators from the various parts of the United States, Canada and Mexico, will hold its annual convention in Atlantic City, N. J., June 11th to 15th (incl.), 1939.

It has been the practice for the past ten years, or more, for Pittsburgh to send at least one representative from its Bureau of Water to attend these Conventions. We feel that the exchange of information which takes place, as well as the prestige of representation, makes this practice distinctly worth while to the City.

Permission is requested to send Mr. James H. Kennon, Managing Engineer of the Bureau of Water, as the representative of Pittsburgh at this Convention, with your authorization to reimburse him for actual expenses, in an amount not to exceed \$75.00, which amount can be paid from "Miscellaneous Services"

Accounts set up in the Bureau of Water budget for 1939.

Yours very truly,

F. W. ROESSING,
Director.

Which was read, received and filed.

Mr. Garland moved

That the request be granted.

Which motion prevailed.

Mr. Evans moved

That the Minutes of Council of Monday, May 8, 1939, be approved.

Which motion prevailed.

And upon motion of Mr. Weir

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Monday, May 22, 1939

No. 23

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON...Ass't City Clerk
Pittsburgh, Pa.

Monday, January 22, 1939

Council met.

Present:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	O'Toole, (Pres't)
Garland	

Absent:—Messrs.

Anderson Wolk

PRESENTATIONS

Mr. Demmler (for Mr. Anderson) presented

No. 2913. An Ordinance supplementing Section 35, Department of Public Safety, and amending a portion of Section 38, Department of Public Safety, Bureau of Police, of Ordinance No. 618, which became a law January 9, 1939, entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof."

Which was read and referred to the Committee on Finance.

Also

No. 2914. An Ordinance authorizing the installation, without cost to the City of Pittsburgh, of various parking meters, for a trial period not to exceed ninety (90) days.

Also

No. 2915. An Ordinance providing for the letting of a contract for the furnishing of 3" Hose for the Bureau of Fire, and providing for the payment thereof.

Also

No. 2916. Communication from Jesse J. Shuman, 931 Sheridan avenue, relative to tag received by his daughter in parking meter zone on Federal street on May 16, 1939.

Which were severally read and referred to the Committee on Public Safety.

Mr. Evans presented

No. 2917. Resolution authorizing and directing the City Controller to transfer the sum of \$25,000.00 from Code Account ----- to Code Account No. 1659, Materials, Asphalt Plant, Bureau of Highways and Sewers.

Also

No. 2918. Resolution authorizing and directing the City Controller to transfer the sum of \$10,000.00 from Code Account ----- to Code Account No. 1652, Wages, Vacations, Bureau of Highways and Sewers.

Also

No. 2919. An Ordinance amending Section 1 of Ordinance No. 175, approved May 22, 1937, entitled, "An Ordinance appropriating certain sums amounting in the aggregate to \$15,000.00 from Bond Fund 131, General Improvement Notes, 1937, for payment of the cost of constructing application, street improvement and system improvement

mains, with regular forces of the Bureau of Water, Department of Public Works.

Also

No. 2920. An Ordinance appropriating and setting aside the sum of Twenty-four Thousand (\$24,000.00) Dollars, for the cost of reconstructing the sewer on Fourth avenue from Smithfield street to Wood street, and for engineering and other necessary expenses therefor, from Bond Fund 131-2.

Also

No. 2921. An Ordinance providing for a contract or contracts for the reconstruction of the sewer on Fourth avenue, from Smithfield street to Wood street, and for the payment of the cost thereof.

Which were severally read and referred to the Committee on Finance.

Also

No. 2922. An Ordinance providing for a contract or contracts for making repairs to South Twenty-second Street bridge over the Monongahela river; Murray Avenue bridge over Beechwood boulevard; Schenley Park bridge over P. J. R. R.; South Aiken Avenue bridge over P. R. R.; Center Avenue bridge over P. R. R.; Robert McAfee bridge over Woods Run, and Mount Washington Roadway bridge over Castle Shannon incline, and for the payment of the costs thereof.

Also

No. 2923. Petition for the oiling of Vinemont street, between Shady Hill road and Warriors road, and Warriors road.

Which were read and referred to the Committee on Public Works.

Mr. Gallagher presented

No. 2924. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of one hundred (more or less) coal stoves (cooking) for the Department of Public Welfare.

Also

No. 2925. Resolution authorizing the issuing of a warrant in favor of Myrtle Krepps, Guardian of the Estate of Thomas Seymour Krepps, in the sum of \$36.73, to reimburse said Guardian for payments erroneously made to the Department of Public Welfare of the City of Pittsburgh on account of

the maintenance of the said Thomas Seymour Krepps at Mayview, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2926. Resolution authorizing and directing the City Controller to transfer the sum of \$107,230.00 from Code Account 1328, Miscellaneous Services, to the following code accounts:

1325—Salaries, Reg. Employees	\$24,000.00
1326—Wages, Reg. Employees	4,200.00
1332—Supplies	68,000.00
1333—Materials	1,300.00
1335—Repairs	1,100.00
1352—Salaries, Reg. Employees	7,000.00
1353—Supplies	35.00
1354—Materials	500.00
1356—Equipment & Machinery	625.00
1351—Salaries, Reg. Employees	470.00

Total ----- \$107,230.00

Which were severally read and referred to the Committee on Finance.

Also

No. 2927. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of rubber sheeting, chinaware, table-ware and utensils for the Pittsburgh City Home and Hospitals, and providing for the payment thereof.

Which was read and referred to the Committee on Public Welfare.

Mr. Garland presented

No. 2928. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E30, by including within the Commercial District, all that certain property now classified "A" Residence District, bounded by Summerlea street; the lines of the present Commercial District; the westerly lines of properties fronting on the westerly side of Maryland avenue, and Alder way.

Which was read and referred to the Committee on Public Works.

Also

No. 2929. Communication from Mrs. Elizabeth Iseman, 49 Butler street, Etna, Pa., relative to injuries received in fall at W. Park way on May 7, 1939.

Which was read and referred to the Committee on Finance.

Also

No. 2930. Petition from resi-

dents of the 10th District, 15th Ward, for the completion of the improvement of Monongahela street.

Which was read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 2931. An Ordinance appropriating and setting aside the additional amount of \$60,000.00 from ----- for the payment of the cost, including engineering and other necessary expenses, for the construction of hospital buildings, alterations and additions to the existing hospital buildings, and the construction of a new boiler house or heating plant at Leech Farm Sanatorium, including necessary equipment, reconstruction of utilities and improvements to grounds, in the Department of Public Health.

Also

No. 2932. An Ordinance creating and establishing two (2) temporary positions in the Department of Public Health, Division of Plumbing and House Drainage, required for extra work due to the housing, street, sewer and playground improvement program, for a period of seven (7) months, and fixing the rate of compensation thereof.

Which were read and referred to the Committee on Finance.

Mr. Weir (for Mr. Wolk) presented

No. 2933. An Ordinance fixing the width and position of the roadway and sidewalks of the Wilmot Street bridge and the westerly approach there-to on Wilmot street, from Park View avenue to the easterly abutment thereof, distant 974.23 feet east of Park View avenue; providing for slopes, parking, retaining walls, steps and for bridge maintenance purposes, and establishing the grade thereof.

Also

No. 2934. An Ordinance re-establishing the grade of Park View avenue, from the Boulevard of the Allies to a point 185.0 feet southwardly therefrom, and re-establishing the grade of the easterly curb line of Park View avenue from a point 8.0 feet north of the Boulevard of the Allies to a point 65.0 feet north of the Boulevard of the Allies.

Also

No. 2935. An Ordinance re-establishing the grade of the southerly

curb line of the Boulevard of the Allies, from Park View avenue to a point 75.0 feet westwardly therefrom.

Also

No. 2936. An Ordinance re-establishing the grade of Montier street, from the City line at a point 100.0 feet north of Laketon road, to the City line at a point 400.0 feet east of Van Thine street.

Also

No. 2937. An Ordinance fixing the width and position of the sidewalks, roadways and automobile parking areas, and establishing the opening grades on Chauncey drive and Somers drive, as laid out and proposed to be dedicated as legally opened highways, by the Housing Authority of the City of Pittsburgh, in a plan of lots of its property, in the Fifth Ward of the City of Pittsburgh, named "Bedford Dwellings."

Also

No. 2938. An Ordinance refixing the width and position of the northerly sidewalk and the roadway of River avenue, from Warfield street to Heinz street, and re-establishing the grade thereof, from Bolin way to Gazena way.

Also

No. 2939. An Ordinance establishing the opening grades on Crestview road and Rosegarden road, as laid out and proposed to be dedicated as legally opened highways by Emory D. and Frieda A. Johnson, in their plan of lots called "Potomac Park Plan of Lots," in the Twentieth ward of the City of Pittsburgh.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 2940. An Ordinance amending Section 4 of Ordinance No. 161, entitled, "An Ordinance fixing the width and position of unpaved roadways of streets in the City of Pittsburgh; reserving portions of such streets for curb and sidewalk construction; designating lines for establishment of curb sidewalk grades; regulating the construction and repair of sidewalk pavements, curbing, and boardwalks and steps; imposing duties upon the owners of abutting or adjoining properties relative thereto, and providing for the collection of the costs thereof in

default of payment of same by said owners," approved April 22, 1930.

Also

No. 2941. Communication from the City Treasurer transmitting statement of collection of delinquent taxes for the periods May 1 to May 15, 1939, and January 1 to May 15, 1939; also statement of accounts of the City Solicitor.

Also

No. 2942. Communication from the Universal Construction Company, Ben H. Harvey, Manager, requesting ex-oneration of municipal liens assessed against properties in the Marshall Manor Plan facing Ridgeland drive and Ridgeland place.

Which were severally read and referred to the Committee on Finance.

Also

No. 2943. An Ordinance authorizing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to enter into an agreement with the County of Allegheny, through its Board of County Commissioners, for the purpose of the relocation of that section of Washington boulevard constituting the approach to the Pittsburgh end of the Highland Park bridge over the Allegheny river; the construction, maintenance and street lighting thereof, and providing for the respective obligations of the parties thereto.

Also

No. 2944. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works for and on behalf of the City of Pittsburgh to enter into an agreement with the Borough of Mt. Oliver, relating to the improvement of Ottillia street, from Walde avenue to Horne street, in conjunction with the Federal Works Progress Administration, and relating to the cost, damages and expenses incurred by the improvement and the maintenance thereof.

Also

No. 2945. Report of the Department of Public Works relative to complaints of residents of Overbrook boulevard with respect to notices received by them from the Department of Public Health to connect their roof drainage to their sewer systems.

Also

No. 2946. Communication from N. G. Johnston, 2 Brushton avenue, requesting the improvement of the unpaved portion of Taylor way, between Penn avenue and Meade street.

Also

No. 2947. Communication from Charles J. Conoly, 3311 Ward street, relative to the condition of Ward street.

Also

No. 2948. Communication from H. E. Eversole, 1978 Montler street, requesting the repair of the street.

Also

No. 2949. Petition for the repair of Renova street, from Second avenue to Dyke street, and Herbert way, from Renova street to Vespucius street.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2950. Communication from the Mayor transmitting copy of his reply to the letter of the Trustees of the Pittsburgh Railways Company, dated May 15, 1939, urging that the City reconsider its policy with respect to supporting competitive applications in this district, etc.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 2951. Communication from the Downtown Business Men's Association, P. M. Chamberlain, Executive Secretary, extending invitation to the members of Council to attend their luncheon Tuesday, May 23, 1939, at the Roosevelt Hotel, at which time T. H. McDonald, Chief, U. S. Bureau of Roads, will be guest speaker.

Which was read, received and filed.

UNFINISHED BUSINESS

The Chair took up

Bill No. 2747. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-E15, by changing from an 'A' Residence to a Commercial District, all that certain property at the easterly corner of Davison and Main streets, having

frontages of 100 feet and 40.5 feet, respectively."

In Council, May 15, 1939, bill read and laid over.

And the bill was read a second time and agreed to, and laid over for the present.

REPORTS OF COMMITTEES

Mr. Demmler presented

No. 2952. Report of the Committee on Finance for May 16, 1939, transmitting sundry ordinances and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2884. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of Elchleay Engineering Corporation for \$3,569.47 and Ben Construction Company for \$420.66, in payment for extra work done on contracts in connection with P. W. A. projects for the benefit of the City without previous authority of law."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't)
(Mr. Demmler not voting)	

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2882. An Ordinance entitled, "An Ordinance providing for

a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway and water systems of the City of Pittsburgh in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't)
(Mr. Demmler not voting)	

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2802. An Ordinance entitled, "An Ordinance amending Section 1 of Ordinance No. 75, approved February 21, 1939, entitled, 'An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highways, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor,' as amended by Ordinance No. 137, approved March 22, 1939."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

McArdle

Gallagher

Weir

Garland

O'Toole, (Pres't)

(Mr. Demmler not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2803. An Ordinance entitled, "An Ordinance appropriating and setting aside the additional sum of \$26,000.00 for payment of the cost for improvements to the recreation system of the City, in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program, from the proceeds to be derived from the sale of General Public Improvement Notes."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

McArdle

Gallagher

Weir

Garland

O'Toole, (Pres't)

(Mr. Demmler not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2881. An Ordinance entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$872,100.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, water, park and recreation systems of the City in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program, from the proceeds to be derived from the sale of General Public Improvement Notes."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

McArdle

Gallagher

Weir

Garland

O'Toole, (Pres't)

(Mr. Demmler not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2799. An Ordinance entitled, "An Ordinance appropriating and setting aside the additional sum of \$-----, for payment of the cost for improvements to the recreation system of the City, in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program, from the proceeds to be derived

from the sale of General Public Improvement Notes."

In Finance Committee, May 16, 1939, bill read and amended in Section 1 and in the title by inserting in the blank space the amount "\$93,000.00," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't)

(Mr. Demmler not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2800. An Ordinance entitled, "An Ordinance amending Section 1 of Ordinance No. 207, approved April 28, 1939, entitled, 'An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works Projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the pay-

ment of the costs thereof from funds otherwise appropriated therefor.'"

In Finance Committee, May 16, 1939, bill read and amended in Section 1 by inserting in blank space the amount "\$159,000.00," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't)

(Mr. Demmler not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2801. An Ordinance entitled, "An Ordinance amending Section 1 of Ordinance No. 388, approved August 22, 1938, entitled, 'An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor.'"

In Finance Committee, May 16, 1939, bill read and amended in Section 1 by inserting in blank space the amount "\$209,000.00," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't)

(Mr. Demmler not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2785. Resolution authorizing and directing the City Solicitor to satisfy the records in the amount of \$39.70, plus interest and all other charges against property of Maria Frangione on Webster avenue near Fullerton street, for the construction of a sidewalk, for which a lien was filed at M. L. D. No. 157 April Term, 1939.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't)

(Mr. Demmler not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2878. An Ordinance entitled, "An Ordinance authorizing the construction of sidewalk pavements and repair of sidewalk pavements and curbing on public thoroughfares in the City of Pittsburgh, to be carried out with aid furnished by the Federal Works Progress Administration, its successor or successors, and providing for the payment of the cost and expense to the City for the performance of said work, and that such cost and expense shall be charged against and collected from abutting properties."

In Finance Committee, May 16, 1939, bill read and ordered returned to Council with an affirmative recommendation, subject to report from the Law Department.

Which was read.

Mr. Demmler also presented

No. 2953.

May 22, 1939.

COUNCIL OF THE CITY OF PITTSBURGH.

Gentlemen:

In re Bill No. 2878, being an Ordinance authorizing the construction of sidewalk pavements and repair of sidewalk pavements and curbing on public thoroughfares in the City of Pittsburgh, to be carried out with aid furnished by the Federal Works Progress Administration, its successor or successors, and providing for the payment of the cost and expense to the City for the performance of said work and that such cost and expense shall be charged against and collected from abutting properties, I wish to advise that in my opinion under the proposed Ordinance

the property of the abutting owners may be liened. There is, however, a possible doubt in connection with the letting of the property of the abutting owners because of the fact that Section 4 of Ordinance No. 161 of 1930, which provides for the manner in which sidewalk liens are to be filed by the City of Pittsburgh, contemplates the awarding of a contract by the City for the construction of the sidewalks. To obviate the possibility of any challenge of the authority of the City to file liens under the proposed Ordinance, I believe it desirable to amend the Ordinance of 1930 to provide for the method contemplated in Bill No. 2878.

I suggest, therefore, that final passage of the Bill be deferred until such time as the amendment referred to may be enacted.

WM. ALVAH STEWART,
City Solicitor.

WAS:AN.

Which was read, received and filed.

And Bill No. 2878 was laid over as requested in the report of the Law Department.

Mr. Evans presented

No. 2954. Report of the Committee on Public Works for May 16, 1939, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2886. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the north sidewalk of Horning street, from a point about twenty (20') feet west of Mullooly street to the existing sewer on Horning street at a point about thirty (30') feet west of Lodge street, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't)

(Mr. Demmler not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2900. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to enter into an agreement with the Pittsburgh Joint Stock Yards Company, for the purpose of the formation of a connection of a viaduct with Herra Island Bridge, in the City of Pittsburgh; providing for the cost and maintenance of the same, and including the stipulation of the Pennsylvania Railroad Co. with reference to its obligations with respect to said Bridge."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't)

(Mr. Demmler not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2901. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to enter into an agreement with the County of Allegheny, through its Board of County Commissioners, for the purpose of the formation of a connection of a viaduct with the southerly side of the Thirty-first Street Bridge, in the City of Pittsburgh; providing for the cost of the same and the control of traffic at such intersection, and providing for the respective obligations of the parties thereto."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't)

(Mr. Demmler not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2692. An Ordinance entitled, "An Ordinance widening Chartiers avenue from Corliss street to

Litchfield street; providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

On motion of Mr. Evans, laid on the table.

Also

Bill No. 2693. An Ordinance entitled, "An Ordinance widening Chartiers avenue from Litchfield street to Hillsboro street; providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

On motion of Mr. Evans, laid on the table.

Also

Bill No. 2694. An Ordinance entitled, "An Ordinance opening Hunnell street in the Twenty-fourth Ward of the City of Pittsburgh, from the northerly line of Mrs. M. Bender's Plan of Lots to Steine street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

On motion of Mr. Evans, laid on the table.

Also

Bill No. 2695. An Ordinance entitled, "An Ordinance widening Hunnell street from Erk way to a point 75.0 feet northwardly therefrom, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

On motion of Mr. Evans, laid on the table.

Also

Bill No. 2696. An Ordinance entitled, "An Ordinance widening Stanton avenue at Keystone street and at the angle between Poe way and Fifty-second street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

On motion of Mr. Evans, laid on the table.

Mr. Evans also presented

No. 2955. Report of the Committee on Public Works for May 17, 1939, transmitting an Ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2698. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—O E15, by including within the Commercial District, all that certain property now classified 'A' Residence District, fronting on the westerly side of Vine street from Our way to Colwell street."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes;—Messrs.

Evans

McArdle

Gallagher

Weir

Garland

O'Toole, (Pres't)

(Mr. Demmler not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Weir (for Mr. Wolk) presented

No. 2956. Report of the Committee on Public Service and Surveys for May 16, 1939, transmitting an Ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2895. An Ordinance entitled, "An Ordinance granting unto the Board of Public Education the right to construct, maintain and use a tunnel under and across South Tenth street at a point on the westerly line of South Tenth street a distance of 12.25 feet north of the northerly line of Sarah street in the 17th Ward, City of Pittsburgh, for the purpose of affording access for the installation and maintenance of an 8" steam supply line and a 2" return line from the South

High School Building on the west side of South Tenth street to the proposed new South Vocational School Building on the east side of South Tenth street."

Which was read.

Mr. Weir moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't)

(Mr. Demmler not voting)

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Demmler (for Mr. Anderson) presented

No. 2957. Report of the Committee on Public Safety for May 18, 1939, transmitting an Ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2877. An Ordinance entitled, "An Ordinance supplementing Section 2 of Ordinance No. 335 entitled, 'An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh, and providing penalties for the violation thereof,' approved October 3, 1922, as amended and supplemented, by adding thereto another paragraph further regulating the use and operation of vehicles on the streets of the City of Pittsburgh, by adding designated streets or portions of streets to certain designated paragraphs thereof, and by repealing certain restrictions on designated portions of certain designated streets."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't)

(Mr. Demmler not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle presented

No. 2958. Report of the Committee on Health and Sanitation for May 16, 1939, transmitting an Ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2889. An Ordinance entitled, "An Ordinance amending Sections 5 and 6 and the title of an Ordinance entitled, 'An Ordinance providing for and regulating the use of milk cans and fixing a standard specification for same; conferring powers and duties on the Director of the Department of Public Health and the Bureau of Food Inspection of the City of Pittsburgh, and imposing penalties for the violation thereof,' approved February 14, 1939."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Gallagher

Garland

(Mr. Demmler not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

McArdle

Weir

O'Toole, (Pres't)

MOTIONS AND RESOLUTIONS

Mr. Weir moved

That the Minutes of Council of Monday, May 15, 1939, be approved.

Which motion prevailed.

Mr. Evans moved

That Council recess until Tuesday, May 23, 1939, at 1:00 o'clock, P. M., (E. S. T.).

Which motion prevailed.

And Council recessed.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Tuesday, May 23, 1939

No. 23

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr. -----President

EDW. W. LINDSAY-----City Clerk

JAMES W. PATTERSON Ass't City Clerk

The hour of 1:00 o'clock P. M., (E. S. T.) having arrived, and the time of the recess having expired, Council reconvened, and there were present:

Messrs.

Evans

Gallagher

Garland

McArdle

Absent:—Messrs.

Anderson

Weir

Wolk

O'Toole, (Pres't)

Demmler

UNFINISHED BUSINESS

The Chair took up

Bill No. 2747. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E15, by changing from an 'A' Residence to a Commercial District, all that certain property at the easterly corner of Davison and Main streets, having frontages of 100 feet and 40.5 feet, respectively."

In Council, May 22, 1939, bill read a second time and agreed to, and laid over.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Gallagher

Garland

McArdle

Weir

Wolk

O'Toole, (Pres't)

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the Act of Assembly of May 11, 1921, which provides that, where a protest is filed against a proposed zoning amendment, a three-fourths vote of all the members of Council in the affirmative shall be required for final passage.

Also

Bill No. 2692. An Ordinance entitled, "An Ordinance widening Charters avenue, from Corliss street to Litchfield street; providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket."

In Council, May 22, 1939, bill read, rule suspended, read a second time and agreed to, and laid on the table.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2693. An Ordinance entitled, "An Ordinance widening Charters avenue, from Litchfield street to Hillsboro street; providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket."

In Council, May 22, 1939, bill read, rule suspended, read a second time and agreed to, and laid on the table.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2694. An Ordinance entitled, "An Ordinance opening Hunnel street, in the Twenty-fourth Ward of the City of Pittsburgh, from the northerly line of Mrs. M. Bender's Plan of Lots to Steine street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

In Council, May 22, 1939, bill read, rule suspended, read a second time and agreed to, and laid on the table.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Bill No. 2695. An Ordinance entitled, "An Ordinance widening Hunnell street, from Erk way to a point 75.0 feet northwardly therefrom, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

In Council, May 22, 1939, bill read, rule suspended, read a second time and agreed to, and laid on the table.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2696. An Ordinance

entitled, "An Ordinance widening Stanton avenue at Keystone street and at the angle between Poe way and Fifty-second street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket."

In Council May 22, 1939, bill read, rule suspended, read a second time and agreed to, and laid on the table.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Weir

Gallagher

Wolk

Garland

O'Toole, (Pres't)

McArdle

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Evans at this time obtained leave and presented

No. 2959. Petition for the repaving of Sweetbriar street, from Grandview avenue to a point at or near Virginia avenue.

Which was read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 2960. Petition for the completion of work started on Penelope street by W. P. A. forces.

Which was read and referred to the Committee on Public Works.

Mr. Gallagher moved

That when Council adjourns, it shall adjourn to meet on Thursday, May 25, 1939, at 12:45 o'clock, P. M. (Eastern Standard Time).

Which motion prevailed.

And Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Thursday, May 25, 1939

No. 24

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON...Ass't City Clerk
Pittsburgh, Pa.

Thursday, May 25, 1939.

Council met pursuant to motion
adopted at meeting of May 23, 1939.

Present:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Absent:—Messrs.

Anderson	Demmler
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REPORTS OF COMMITTEES

Mr. Evans moved

In order to consider the several
Committee reports at this time, that
Rule 8 be suspended, providing for the
mailing of printed copies of all ordi-
nances and resolutions to each mem-
ber of Council, after the return of
such papers from Committee, at least
forty-eight hours previous to their
final consideration by Council.

Which motion prevailed.

Mr. Evans (for Mr. Demmler) pre-
sented

No. 2961. Report of the Com-
mittee on Finance for May 23, 1939,

transmitting sundry ordinances and
resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recom-
mendation,

Bill No. 2482. An Ordinance
entitled, "An Ordinance creating tem-
porary positions in the Bureau of Tests,
Department of Public Works, for test-
ing of materials required for construc-
tion work for projects carried out by
the Housing Authority of the City of
Pittsburgh; fixing rate of compensation
thereof, and providing for payment
thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to
allow the second and third readings and
final passage of the bill.

Which motion prevailed.

And the bill was read a second time
and agreed to.

And the bill was read a third time
and agreed to.

And the title of the bill was read
and agreed to.

And on the question, "Shall the
bill pass finally?"

The ayes and noes were taken agree-
ably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Coun-
cil being in the affirmative, the bill
passed finally.

Also

Bill No. 2920. An Ordinance

entitled, "An Ordinance appropriating and setting aside the sum of Twenty-four Thousand (\$24,000.00) Dollars, for the cost of reconstructing the sewer on Fourth avenue from Smithfield street to Wood street, and for engineering and other necessary expenses therefor, from Bond Fund 131-2."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Gallagher

Garland

McArdle

Weir

Wolk

O'Toole, (Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2921. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the reconstruction of the sewer on Fourth avenue from Smithfield street to Wood street, and for the payment of the cost thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Gallagher

Garland

McArdle

Weir

Wolk

O'Toole, (Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2940. An Ordinance entitled, "An Ordinance amending Section 4 of Ordinance No. 161, entitled, 'An Ordinance fixing the width and position of unpaved roadways of streets in the City of Pittsburgh; reserving portions of such streets for curb and sidewalk construction; designating lines for establishment of curb sidewalk grades; regulating the construction and repair of sidewalk pavements, curbing and boardwalks and steps; imposing duties upon the owners of abutting or adjoining properties relative thereto, and providing for the collection of the costs thereof in default of payment of same by said owners,' approved April 22, 1930."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Gallagher

Garland

McArdle

Weir

Wolk

O'Toole, (Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2931. An Ordinance entitled, "An Ordinance appropriating and setting aside the additional amount of \$60,000.00 from ----- for the payment of the cost, including engineering and other necessary expenses, for the construction of hospital buildings, alterations and additions to existing hospital buildings, and the construction of a new boiler house or heating plant at Leech Farm Sanatorium, including necessary equipment, reconstruction of utilities and improvements to grounds, in the Department of Public Health."

In Finance Committee, May 23, 1939, bill read and amended in Section 1 and in the title by inserting in the blank space the words "Bond Fund No. 136, Public Works Improvement Notes," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time
The Chair presented

No. 2962.

May 25, 1939.

President and Members of Council
City of Pittsburgh
Gentlemen:

I have just had a telephone conversation with Mr. W. S. Yeager from the P. W. A. office in Harrisburg, Pennsylvania, and he advises me that it will be necessary for City Council to provide \$21,000 in addition to the \$60,000 which you now have under consideration for final action today.

I would request that you amend the present ordinance to read \$81,000 instead of \$60,000 as provided for in the present ordinance.

Very truly yours,

I. H. ALEXANDER,

Director.

IHA:jw

cc; W. S. Yeager

Which was read, received and filed.

Mr. McArdle moved

To amend the bill in the title and Section 1 by striking out the amount "\$60,000.00" and by inserting in lieu thereof the amount "\$81,000.00."

Which motion prevailed.

And the bill having been printed as amended and placed on the members' desks, was agreed to on second reading as amended.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:--Messrs.

Evans

Weir

Gallagher

Wolk

Garland

O'Toole, (Pres't)

McArdle

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2853. Resolution authorizing and directing the City Controller to transfer the sum of \$2,500.00 from Code Account -----, to Code Account No. 1516, Repairs, Division of Garage and Repair Shop, D. P. W.

In Finance Committee, May 23, 1939, read and amended by striking out the amount "\$2,500.00" and by inserting in lieu thereof the amount "\$1,500.00," and by inserting in blank space the words, "1539, General Repaving," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also, with an affirmative recommendation,

Bill No. 2926. Resolution authorizing and directing the City Controller to make the following transfers in the Department of Public Welfare: From Code Account

No.	
1328	Miscellaneous Services—\$107,230.00
1325	Salaries, Regular Employees ----- 24,000.00
1326	Wages, Regular Employees ----- 4,200.00
1332	Supplies ----- 68,000.00
1333	Materials ----- 1,300.00
1335	Repairs ----- 1,100.00
1352	Salaries, Regular Employees ----- 7,000.00
1353	Supplies ----- 35.00
1354	Materials ----- 500.00
1356	Equipment and Machinery ----- 625.00
1351	Salaries, Regular Employees ----- 470.00

Total ----- \$107,230.00

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Evans presented

No. 2963. Report of the Committee on Public Works for May 23, 1939, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2922. An Ordinance entitled, "An Ordinance providing for a contract or contracts for making repairs to South Twenty-second Street Bridge over the Monongahela River; Murray Avenue Bridge over Beechwood Boulevard; Schenley Park Bridge over P. J. R. R.; South Aiken Avenue Bridge over P. R. R.; Center Avenue Bridge over P. R. R.; Robert McAfee Bridge over Woods Run, and Mount Washington Roadway Bridge over Castle Shannon Incline, and for the payment of the costs thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2943. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works, for and in

behalf of the City of Pittsburgh, to enter into an agreement with the County of Allegheny, through its Board of County Commissioners, for the purpose of the relocation of that section of Washington boulevard constituting the approach to the Pittsburgh end of the Highland Park Bridge over the Allegheny River; the construction, maintenance and street lighting thereof, and providing for the respective obligations of the parties thereto."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2944. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works for and on behalf of the City of Pittsburgh to enter into an agreement with the Borough of Mt. Oliver, relating to the improvement of Ottilia street, from Walde avenue to Horne street, in conjunction with the Federal Works Progress Administration and relating to the cost, damages and expenses incurred by the improvement and the maintenance thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Wolk presented

No. 2964. Report of the Committee on Public Service and Surveys for May 23, 1939, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2933. An Ordinance entitled, "An Ordinance fixing the width and position of the roadway and sidewalks of the Wilmot Street Bridge and the westerly approach thereto on Wilmot street, from Park View avenue to the easterly abutment thereof, distant 974.23 feet east of Park View avenue; providing for slopes, parking, retaining walls, steps and for bridge maintenance purposes, and establishing the grade thereof."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2934. An Ordinance entitled, "An Ordinance re-establishing the grade of Park View avenue, from the Boulevard of the Allies to a point 185.0 feet southwardly therefrom, and re-establishing the grade of the easterly curb line of Park View avenue from a point 8.0 feet north of the Boulevard of the Allies to a point 65.0 feet north of the Boulevard of the Allies."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2935. An Ordinance entitled, "An Ordinance re-establishing the grade of the southerly curb line of the Boulevard of the Allies, from Park View avenue to a point 75.0 feet westwardly therefrom."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

UNFINISHED BUSINESS

The Chair took up

Bill No. 2878. An Ordinance entitled, "An Ordinance authorizing the construction of sidewalk pavements and repair of sidewalk pavements and curbing on public thoroughfares in the City of Pittsburgh, to be carried out with aid furnished by the Federal Works Progress Administration, its successor or successors, and providing for the payment of the cost and expense to the City for the performance of said work and that such cost and expense shall be charged against and collected from abutting properties."

In Council, May 22, 1939, bill read and laid on the table pending passage of the bill referred to in the report of the Law Department.

Which was read a second time.

The Chair stated

That the bill referred to had passed Council.

And the bill, as read a second time, was agreed.

Mr. McArdle moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Gallagher

Garland

McArdle

Weir

Wolk

O'Toole, (Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle moved

That when Council adjourns, it shall adjourn to meet at the call of the chair.

Which motion prevailed.

And Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Tuesday, June 6, 1939

No. 25

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON--Ass't City Clerk

Council met pursuant to the following call:

Pittsburgh, Pa.
June 1, 1939.

Mr. E. W. Lindsay,
Clerk of Council.

Dear Sir:

Please call a meeting of Council for Tuesday, June 6, 1939, at 1:00 o'clock P. M. (Eastern Standard time) to consider the regular order of business.

Yours very truly,
JAMES L. O'TOOLE, JR.
President of Council.

Which was read, received and filed.

Present:—Messrs.

Demmler	Weir
Evans	Wolk
Gallagher	O'Toole, (Pres't)
McArdle	

Absent:—Messrs.

Anderson Garland

PRESENTATIONS

Mr. Demmler (for Mr. Anderson) presented

No. 2965. Report from the Bureau of Police of accident involving

Joseph Prucnik, of 3437 Denny street, who collided with police radio car while riding bicycle on Thirty-seventh street on May 24, 1939.

Also

No. 2966. Report from the Bureau of Police of accident involving William O'Toole, 425 So. Aiken avenue, driver, and Larry O'Donnell, 5630 Margaretta street, passenger of automobile which struck building at Twenty-ninth street and Liberty avenue on May 28, 1939.

Which were read and referred to the Committee on Finance.

Also

No. 2967. An Ordinance supplementing Sections 2 and 3 of Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh, and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented, by adding designated streets or portions of streets to certain designated paragraphs thereof, and by repealing certain restrictions on designated portions of certain designated streets.

Also

No. 2968. An Ordinance providing for the letting of a contract or contracts for the furnishing of traffic equipment and for the letting of a contract or contracts for the installation of traffic equipment for the Bureau of Traffic Planning, Department of Public Safety.

Which were read and referred to the Committee on Public Safety.

Mr. Demmler presented

No. 2969. An Ordinance supplementing Section 9, Department of Law, of Ordinance No. 618, which became a law January 9, 1939, entitled, "An Ordinance fixing the number of

officers and employes of all departments of the City of Pittsburgh and the rate of compensation thereof."

Also

No. 2970. An Ordinance providing for the temporary transfer of employes to other departments of the City of Pittsburgh, and providing for the payment of the salaries of such employes temporarily transferred.

Also

No. 2971. An Ordinance authorizing and directing the Mayor to issue and the City Controller to countersign warrants in favor of Dr. U. A. Carpenter and Dr. J. W. McMeans in the sum of \$1,520.00 and \$1,625.00, respectively, for services furnished to the Department of Law.

Also

No. 2972. Resolution authorizing the City Solicitor to accept a deed from Mary E. Ogden, to replace original deed authorized by Ordinance No. 18, approved January 12, 1925, for the purchase of certain property on Sylvan avenue, 15th Ward, from said Mary E. Ogden, for the sum of \$5,000.00, which original deed was lost.

Which were severally read and referred to the Committee on Finance.

Mr. Evans presented

No. 2973. An Ordinance appropriating the sum of Fifty-one Thousand (\$51,000.00) Dollars from Bond Fund 140, for the payment of the City's share of the cost of Unemployment Relief Projects, to be carried out by the Department of Public Works in conjunction with the Federal Works Progress Administration, its successor or successors.

Also

No. 2974. An Ordinance appropriating and setting aside the sum of Two Hundred Thousand (\$200,000.00) Dollars for payment of the cost of construction work and for engineering and other expenses for the improvement of Water street, from Grant street to West street, and Duquesne way, from Barbeau street to Tenth street, in accordance with the agreement entered into with the County of Allegheny, dated February 17, 1939, and authorized by Ordinance No. 72, approved February 16, 1939, from Bond Fund 141.

Also

No. 2975. An Ordinance supplementing Section 83, Bureau of Recreation, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Also

No. 2976. An Ordinance amending and supplementing Sections 83, 86 and 88, Bureau of Recreation, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Also

No. 2977. An Ordinance amending and supplementing Section 1 of Ordinance No. 267, approved May 27, 1939, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$872,100.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, water, park and recreation systems of the City in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program, from the proceeds to be derived from the sale of General Public Improvement Notes."

Also

No. 2978. An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public water systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor.

Also

No. 2979. An Ordinance appropriating and setting aside the aggregate amount of \$49,795.47 for the payment of the cost for improvements to the public water, bridge and viaduct systems of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States.

Also

No. 2980. An Ordinance providing for a contract or contracts for the construction of a sewer on the private property of the City of Pittsburgh and on Twenty-ninth street to the Allegheny river to provide necessary drainage facilities for the proposed Municipal Incinerator, and for the construction of a water line on Twenty-ninth street from Railroad street to a point approximately three hundred eighty (380') feet northwardly, and providing for the payment of the cost thereof.

Also

No. 2981. An Ordinance repealing Ordinance No. 192, approved April 1, 1939, entitled, "An Ordinance providing for a contract or contracts for the construction of a sewer on private property of the City of Pittsburgh and J. K. Davison and Brother, and across Thirtieth street, to provide necessary drainage facilities for the proposed Incinerator Plant for the City of Pittsburgh, providing for the payment of the cost thereof, providing therefor an easement through property of J. K. Davison and Brother for the construction and maintenance of said sewer, and providing for adjudication of damages occasioned thereby and for payment of the cost and expense thereof."

Also

No. 2982. An Ordinance providing for a contract for a Pitometer Water Waste Survey of a portion of the water distribution system of the City of Pittsburgh, and for the payment of the cost thereof.

Also

No. 2983. Resolution authorizing and directing the City Controller to transfer the sum of \$10,000.00 from Code Account No. 1656, Wages, Temporary Employees, Asphalt Plant, to Code Account No. 1659, Materials, Asphalt Plant, Bureau of Highways and Sewers, Department of Public Works.

Which were severally read and referred to the Committee on Finance.

Also

No. 2984. An Ordinance providing for a contract or contracts for the regrading, repaving, recurbings, widening and otherwise improving certain streets, and for the payment of the costs thereof.

Also

No. 2985. An Ordinance authorizing and directing the construction of a public sewer on the south sidewalk of Coleridge street, from a point about 20 feet east of Hawthorne street to the existing sewer on Oranmore street, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 2986. An Ordinance authorizing and directing the construction of a public sewer on Gladys avenue and Hollyford place, from a point on Gladys avenue about 320 feet south of Hollyford place to the existing sewer on Tropical avenue, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 2987. An Ordinance repealing Ordinance No. 558, approved December 2, 1938, entitled, "An Ordinance opening Wilmot street, from Park View avenue to Boundary street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket," insofar as said Ordinance opened Wilmot street from a point 199.25 feet west of Boundary street to Boundary street.

Which were severally read and referred to the Committee on Public Works.

Mr. Gallagher presented

No. 2988. Resolution authorizing and directing the City Controller to transfer \$12,000.00 from Code Account 1328, Miscellaneous Services, to Code Account 1337, Equipment and Machinery, City Home and Hospitals, Mayview.

Which was read and referred to the Committee on Finance.

Also

No. 2989. An Ordinance providing for the letting of a contract for the furnishing and delivery of 100 dozen (more or less) bed spreads for the Pittsburgh City Home and Hospitals, Department of Public Welfare, and providing for the payment thereof.

Which was read and referred to the Committee on Public Welfare.

Mr. McArdle (for Mr. Garland) presented

No. 2990. An Ordinance repealing Ordinance No. 369, approved April 3, 1890, entitled, "An Ordinance authorizing the opening of Reynolds street, from Braddock street to Dunfermline street," recorded in Ordinance Book, Vol. 7, Page 380.

Also

No. 2991. Petition from residents of the Fifteenth Ward requesting the surfacing and oiling of Gatelodge way.

Also

No. 2992. Petition for the passage of Bill No. 2928, An Ordinance amending the Zoning Ordinance No. 372, approved August 9, 1923, by including within the Commercial District, certain property (operated by O. E. Vestal as a parking lot) at the northeast corner of Summerlea street and Alder way.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2993. Petition for elimination of nuisance caused by operation of parking lot at 315 Oakland avenue.

Which was read and referred to the Committee on Public Safety.

Mr. McArdle presented

No. 2994. An Ordinance amending a portion of Section 1 of Ordinance No. 284, approved June 28, 1938, entitled, "An Ordinance authorizing the Mayor and the Directors of the proper departments of the City to file applications to the United States of America through the Federal Emergency Administration of Public Works for grants to aid in financing the making of improvements generally in the City and designating the Directors of the proper departments to furnish such information as the Government may request, and repealing Ordinance No. 335, approved

October 10, 1936, Ordinance No. 357, approved October 23, 1936, and Ordinance No. 373, approved October 29, 1936," as amended, by authorizing and directing the Mayor and the Director of the Department of Public Health to file an amendatory application with the Federal Emergency Administration of Public Works for a change in the scope of the project for the Leech Farm Tuberculosis Sanatorium—Pa. Docket No. 2154-F—by deletion of the boiler house, requesting an increase of grant in the amount of \$61,075.35, to cover the P. W. A. share of the cost of the construction of the nurses and physicians' building, and requesting an extension of time for the completion of the project to June 30, 1940, and providing for the payment of the City's share of \$74,647.65 of the cost of the nurses and physicians' building from the \$1,500,000.00 authorized by the electors at a special public election held August 2, 1938, for the construction of any public improvements within the City within the general classifications of the projects described in the ballot.

Also

No. 2995. Communication from the International Brotherhood of Electrical Workers, Local Union No. 5, submitting corrected list of title and salary change requests pertaining to Chief Engineer, First Assistant Engineer, Oilers, Pumpmen, etc., to replace their former communication (Bill No. 2868).

Which were read and referred to the Committee on Finance.

Also

No. 2996. Communication from Charles M. Becker, 506 Augusta street, in behalf of petitioners, requesting the surfacing of Augusta street, from Wilmar street south about 600 feet.

Also

No. 2997. Petition from property owners of the 3700 block East street and Baytree street for the opening and improvement of the way in the rear of their properties.

Which were read and referred to the Committee on Public Works.

Mr. Wolk presented

No. 2998. Communication from Samuel Baller, 4740 Baum boulevard, relative to damage to his automobile as a result of a spike protruding from the curb at 4502 Butler street.

Which was read and referred to the Committee on Finance.

Also

No. 2999. Communication from Rev. Adalbert J. Garstka, Pastor, St. Josaphat's Church, requesting the construction of a new retaining wall on their property at 2305-2317 Caesar way, South Side, as a W. P. A. project.

Which was read and referred to the Committee on Public Works.

Also

No. 3000. An Ordinance re-establishing the grade of Zang way, from Rhine street to a point 195.0 feet westwardly therefrom.

Also

No. 3001. An Ordinance re-establishing the grade of Yetta avenue, from Rhine street to a point 163.0 feet westwardly therefrom.

Also

No. 3002. An Ordinance re-establishing the grade of Haslage avenue, from Rhine street to a point 140.48 feet westwardly therefrom.

Also

No. 3003. An Ordinance granting unto the Junction Coal and Coke Company of Pittsburgh the right and privilege to construct, maintain, use and operate a cellar door 3.50 feet by 4.00 feet in the southerly sidewalk of Penn avenue, Sixth Ward; said cellar door being located 90.13 feet eastwardly from the easterly line of Thirty-fourth street.

Also

No. 3004. An Ordinance granting unto the Mine Safety Appliances Company, Pittsburgh, Penna., the right to construct, maintain and use a conduit composed of four 6-inch tile pipe under and across Meade street at a point on the easterly line of Meade street, distant 143.00 feet from the northerly line of Braddock avenue, in the 14th Ward, City of Pittsburgh, for the purpose of effecting access for the installation and maintenance of gas, water, steam and electric lines from Building No. 3 on the east side of Meade street to the Wappat building on the west side of Meade street.

Also

No. 3005. Communication from the Law Department transmitting financial statements of the Pittsburgh Mo-

tor Coach Company for the month of April, 1939 and 1938.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 3006. An Ordinance authorizing and directing the issuance and sale of Refunding Bonds of the City of Pittsburgh in the aggregate principal amount of Three Hundred Fifty Thousand (\$350,000.00) Dollars for the purpose of refunding a part of the existing indebtedness of the City evidenced by certain outstanding short-term promissory notes in that amount, and levying taxes to provide funds for the redemption of said bonds at maturity and the payment of the interest and State tax thereon.

Also

No. 3007. An Ordinance authorizing and directing the issuance and sale of Refunding Bonds of the City of Pittsburgh in the aggregate principal amount of Four Million Eight Hundred Thousand (\$4,800,000.00) Dollars for the purpose of refunding a part of the existing indebtedness of the City evidenced by certain outstanding short-term promissory notes in that amount, and levying taxes to provide funds for the redemption of said bonds at maturity and the payment of the interest and State tax thereon.

Also

No. 3008. An Ordinance fixing the rate of interest at one and three-quarters per centum (1¾%) per annum on \$475,000.00 Refunding Bonds 1939, which were sold May 23, 1939, by authority of Ordinance No. 218, approved April 29, 1939.

Also

No. 3009. An Ordinance amending Section 31, Department of Lands and Buildings, of an Ordinance entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Also

No. 3010. Resolution authorizing and directing the City Controller to accept the sum of \$325.00 in full settlement of the unsecured judgment note of Joseph Schutzman, dated February

14, 1933, in the sum of \$6,275.00, and accrued interest from March 16, 1933; absolute ownership and possession of which was acquired by the City by order of the Court of Common Pleas of Allegheny County at No. 3721 January Term, 1934, and authorizing and directing the City Controller, upon receipt of said sum, to satisfy the judgment of record at D. S. B. No. 33 January Term, 1933, and relieving said Controller from further accounting for said note.

Also

No. 3011. Resolution authorizing the issuing of warrants in favor of the following persons in the amounts designated, upon execution and delivery of general warranty deeds, in form to be approved by the City Solicitor, for various pieces of real estate within the line of the improvement of Bigelow boulevard, as widened and relocated, same to be chargeable to Code Account No. -----:

Robert Cunningham, reputed owner or whoever may be owner -----	\$6,750.00
Esther F. Spear, reputed owner or whoever may be owner-----	3,350.00
Wm. Johnson, reputed owner or whoever may be owner-----	2,600.00
Paul Ferguson, reputed owner or whoever may be owner-----	1,250.00
Mary A. McDonald, reputed owner or whoever may be owner -----	3,350.00
Annie McKee, reputed owner or whoever may be owner-----	900.00

Also

No. 3012. Resolution authorizing the issuing of a warrant in favor of James Demark in the sum of \$750.00, in full settlement of his claim against the City for damages caused by sewer on Naylor street, (No. 1725 October Term, 1937), and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3013. Resolution authorizing and directing the Delinquent Tax Collector, upon payment of \$427.22, to issue his receipt in full payment of water bill for \$444.31 assessed against property of Albert F. Einhouse at Sycamore street and Maple terrace, 19th Ward, since 1924, and charging penalty and interest to the City of Pittsburgh.

Also

No. 3014. Resolution authorizing the issuing of a warrant in favor of the Peoples-Pittsburgh Trust Company, Guardian for the Estate of Earl J. Russell (now deceased) in the sum of \$250.00, to reimburse said Guardian for amount erroneously paid for the maintenance and hospitalization of said Earl J. Russell at the City Home and Hospitals, Mayview, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3015. Resolution authorizing the issuing of a warrant in favor of United Iron and Metal Co. in the sum of \$333.75, to reimburse said company for the loss it sustained due to the alleged mistake on the part of the City sales agent, the Superintendent and the Supervisor of Construction of the Bureau of Electricity, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3016. Communication from the Brotherhood of Painters, Decorators and Paperhangers of America, District Council No. 1, asking that the \$1.50 per hour scale for City painters, authorized by Ordinance No. 220, approved May 4, 1939, be made retroactive to April 1, 1939.

Also

No. 3017. Communication from the International Brotherhood of Electrical Workers, Local Union No. 5, requesting title changes for Instrument Repairman, Fire and Police Box Inspectors and Linemen in the Bureau of Electricity.

Also

No. 3018. Communication from the Joint Civic Committee of Brookline, Edward W. Haas, Secretary, urging the issuing of free lien certificates to the properties affected by the improvement of Brookline boulevard.

Also

No. 3019. Communication from J. Oliver Taylor asking adjustment of excessive water bill for fourth quarter of 1937 on his property at 38 Arthur street, allegedly caused by underground leak.

Also

No. 3020. Communication from Harry Eisenfeld, Esq., requesting adjust-

ment of water bills on property of the Koyalet Vishurin Congregation of Pittsburgh on Anaheim street, 5th Ward, for 1937, 1938 and 1939, and free water allowance for pupils of their Sunday school.

Also

No. 3021. Communication from the City Treasurer transmitting statement of collection of delinquent taxes for the periods May 15 to May 31, 1939, and January 1 to May 31, 1939; also statement of accounts of the City Solicitor.

Also

No. 3022. Communication from the City Controller transmitting list of assessment improvement liabilities, including the obligations of the former Borough of Overbrook.

Which were severally read and referred to the Committee on Finance.

Also

No. 3023. An Ordinance amending Section 2 and the title of Ordinance No. 605, approved December 28, 1933, entitled, "An Ordinance locating the Wilmot Street bridge and approaches on and over Wilmot street, over and across Juno street, Rollo way, Adrian street, Boundary street, the right-of-way and tracks of the Pittsburgh Junction Railroad Company, property of the Schuylkill Improvement Land Company and property of the City of Pittsburgh, to connect the Boulevard of the Allies at its intersection with Parkview avenue with Wilmot road in Schenley park; laying out and opening the same as a public highway; providing for an aerial easement over property of the Schuylkill Improvement Land Company, the right-of-way and the tracks of the Pittsburgh Junction Railroad Company, and the property of the City of Pittsburgh; providing for adjudication of damages occasioned thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket."

Also

No. 3024. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-E30, by extending (a) the Commercial District by including all that certain property, now classified "A" Residence District, bounded by the line of the present Commercial District north

of Broad street; a line parallel with and distant 45 feet westwardly from North St. Clair street; Harvard street; a line parallel with and distant 37.5 feet westwardly from North St. Clair street; Rural street and a line parallel with and distant 55 feet eastwardly from North St. Clair street; (b) the Third Area District, by including all that certain property now classified Second Area District, bounded by the line of the present Third Area District north of Harvard street; a line parallel with and distant 37.5 feet westwardly from North St. Clair street; Rural street and a line parallel with and distant 55 feet eastwardly from North St. Clair street.

Also

No. 3025. Communication from the Department of City Planning suggesting a change in Ordinance No. 291, approved May 31, 1939, entitled, "An Ordinance fixing the width and position of the roadway and sidewalks of Wilmot Street bridge and the westerly approach thereto on Wilmot street, from Park View avenue to the easterly abutment thereof, etc."

Also

No. 3026. Communication from the Southwestern Allegheny County Improvement Association urging prompt action by the State, County and City authorities in reconciling their estimates of the costs for the improvement of Lower Saw Mill Run boulevard.

Also

No. 3027. Petition from residents of Marlborough road signifying their willingness to pay for the cost of materials required for the surfacing of the circle at the end of the road as a W. P. A. project.

Also

No. 3028. Petition submitted by Harvey F. Johnston for the grading and paving of Stadium street, 20th Ward.

Also

No. 3029. Petition for the improvement of Aldyl avenue, between Waddington avenue and Shawhan avenue, and for the repair of the sidewalk from Kenilworth street to Shawhan avenue.

Also

No. 3030. Communication from Morris B. Greenberg, Esq., representing

George Pantano, requesting the construction of a retaining wall to prevent water drainage onto his property at 523 Fifty-fourth street, from adjoining City property.

Also

No. 3031. Communication from Mrs. Silverbell Leathery, 503 Union avenue, requesting certain improvements to lower Allegheny Park.

Also

No. 3032. Communication from Mrs. J. C. Blum, in behalf of the residents of the street, requesting the improvement of Alries street.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3033. Communication from the Perry Woman's Club requesting the continuation of the Carnegie Free Library of Allegheny as an independent unit.

Also

No. 3034. Communication from the North Side Board of Trade opposing the proposed consolidation of the Carnegie Free Library of Allegheny with the Carnegie Library of Pittsburgh.

Which were read and referred to the Committee on Parks and Libraries.

Also

No. 3035.

Pittsburgh, Pa.
June 2, 1939.

President and Members,
The City Council,
Pittsburgh, Pa.

In Re: Repair of City Owned
Furniture.

Gentlemen:

At a meeting of the Committee on Hearings held Wednesday, May 17, 1939, with reference to the adoption of a W. P. A. Project for the repair of City owned furniture, a motion was adopted:

"That the Budget Controller check the list of furniture to be repaired and make a definite recommendation."

The government has issued a new ruling since the hearing of May 17th, "That all furniture refinishing projects are definitely ineligible and no further applications will be considered."

Respectfully yours,

RICHARD NEFF,

Budget Controller.

Which was read, received and filed.

Also

No. 3036.

Pittsburgh, Pa.
June 6, 1939.

President and Members,
The City Council,
Pittsburgh, Penna.
Gentlemen:

I have this day appointed Mr. John J. O'Keefe of 1508 Davis avenue, Pittsburgh, Pa., a Police Magistrate of the City of Pittsburgh, subject to your confirmation.

Very truly yours,

CORNELIUS D. SCULLY,
Mayor.

Which was read, received and filed.

Mr. Gallagher presented

No. 3037. RESOLVED, That the appointment by the Mayor of John J. O'Keefe as Police Magistrate of the City of Pittsburgh be and the same is hereby approved and confirmed.

Which was read.

Mr. Gallagher moved

The adoption of the resolution.

Upon which motion, the ayes and noes were ordered taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Evans	Wolk
Gallagher	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

The Chair presented

No. 3038.

Pittsburgh, Pa.
June 6, 1939.

President and Members
The City Council
Pittsburgh, Penna.

Gentlemen:

I have this day appointed Mr. John J. Coll, 831 South Canal street, Pittsburgh, Pa., a member of the Board of City Assessors, vice John J. O'Keefe resigned.

This appointment is submitted to you for confirmation.

Very truly yours,
CORNELIUS D. SCULLY,
Mayor.

Which was read, received and filed.

Mr. Gallagher presented

No. 3039. RESOLVED, That the appointment by the Mayor of John J. Coll as a member of the Board of City Assessors be and the same is hereby approved and confirmed.

Which was read.

Mr. Gallagher moved

The adoption of the resolution. Upon which motion the ayes and noes were ordered taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Evans	Wolk
Gallagher	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

REPORTS OF COMMITTEES

Mr. Demmler presented

No. 3040. Report of the Committee on Finance for May 23, 1939, transmitting two ordinances and two resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2919. An Ordinance entitled, "An Ordinance amending Section 1 of Ordinance No. 175, approved May 22, 1937, entitled, 'An Ordinance appropriating certain sums amounting in the aggregate to \$15,000.00 from Bond Fund 131, General Improvement Notes, 1937, for payment of the cost of constructing application, street improvement and system improvement mains, with regular forces of the Bureau of Water, Department of Public Works.'"

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Evans	Wolk
Gallagher	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2924. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of one hundred (more or less) Coal stoves (cooking) for the Department of Public Welfare."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Evans	Wolk
Gallagher	O'Toole (Pres't).
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2244. Resolution authorizing and directing the City Controller to transfer and set aside the sum of \$800.00 from Code Account No. 42, Con-

tingent Fund, to help defray expenses of Independence Day Celebration, July 4, 1939, at the Soho Swimming Pool and on Reed street, between Soho street and Center avenue, Fifth Ward, by the Bureau of Recreation, in conjunction with the Soho Community Association, and authorizing issuing of warrants for payment of said expenses upon vouchers to be submitted to the Finance Committee of City Council for approval.

In Finance Committee, May 23, 1939, read and amended by striking out the amount "\$800.00" and by inserting in lieu thereof the amount "\$600.00," and by adding after the words "Soho Community Association" the words "and the sum of \$500.00 to help defray the expense of a Flag Day Parade and patriotic exercises sponsored by the North Side Veterans Council," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler

Weir

Evans

Wolk

Gallagher

O'Toole, (Pres't)

McArdle

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2649. Resolution authorizing and directing the Mayor to execute a deed for property on the northerly side of Bonvue street in the 26th Ward, bounded and described as follows:

Beginning on the northerly side of Bonvue street at a point 90 feet east from a dividing line of lots 42 and 43 in the Greentree Farm Plan of lots, thence in an easterly direction along the northerly side of Bonvue street a distance of 42 feet to a point, thence at right angle and in a northerly direction a distance of 115 feet to a point, thence in a westerly direction and parallel with Bonvue street a distance of 42 feet to a point on line of property now of E. C. Wysseler, et ux., thence in a southerly direction and along same a distance of 115 feet to northerly line of Bonvue street to place of beginning, being part of Lot 42, laid out in Greentree Farm Plan, to Charles E. Cobun and Ethel A. Cobun, his wife, for the sum of \$800.00, provided the purchase money shall be paid within sixty days from the date hereof.

In Finance Committee, May 23, 1939, read and amended by striking out the amount "\$800.00" and by inserting in lieu thereof the amount "\$850.00," and by striking out the description as shown in red and by inserting in lieu thereof the following:

"Beginning at a point on the northerly side of Bonvue street at a distance of 219.50 feet westwardly from the westerly line of Zollum street 40 feet wide; thence N. 82° 00' W. along northerly line of Bonvue street 37 feet to a point; thence north and at right angles north 8° East, a distance of 115 feet to a point; thence south 82° East and parallel with Bonvue street, a distance of 37 feet to a point, which point is also a distance of 37.50 feet westwardly from the line dividing lots Nos. 41 and 42 in the Richhill Farm Plan of Lots; thence south 8° West and parallel to line dividing Lots Nos. 41 and 42, a distance of 115 feet to the northerly line of Bonvue street at the place of beginning. Being a part of Lot No. 42 in the Richhill Farm Plan of Lots, recorded in Plan Book Volume 5, pages 50 and 51,"

and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution as amended in

Committee and agreed to by Council was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler

Weir

Evans

Wolk

Gallagher

O'Toole, (Pres't)

McArdle

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Wolk presented

No. 3041. Report of the Committee on Public Service and Surveys for May 23, 1939, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 2894. An Ordinance entitled, "An Ordinance vacating a portion of Bennett street, between a point 32.28 feet east of Wheeler street and a point 292.28 feet, more or less, east of Wheeler street."

In Public Service and Surveys Committee, May 23, 1939, bill read and ordered returned to Council with an affirmative recommendation, subject to report from Law Department.

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Wolk also presented

No. 3042.

May 27, 1939.

To the Hon. President and Members of Council, City of Pittsburgh.

Gentlemen:

In reply to your communication of

May 23rd, of 1939, relative to Bill No. 2894, an Ordinance providing for the vacation of a portion of Bennett street between a point 32.28 feet east of Wheeler street and a point 292.28 feet more or less east of Wheeler street, you will please be advised as follows:

The properties abutting that portion of Bennett street, which is to be vacated by the aforementioned Bill No. 2894, were owned by the following named persons who were awarded damages and assessed benefits as follows:

V-14, Donato Buchicco, et ux., was awarded damages of \$400.00 by reason of the improvement of Bennett street, and he was likewise assessed the sum of \$240.00 for grading, paving and curbing of the aforementioned street. This assessment was appealed to the Court of Common Pleas and a verdict in the sum of \$240.00 was rendered in favor of the City. In 1929 this property was assessed at \$7,000.00, and in 1939 this assessment was only \$5,600.00.

John H. Ward & Sons were awarded damages of \$28,750.00, unitemized, on their several pieces of property, known on Viewers Plan as V-15 and 17. Benefits for grading, paving and curbing were assessed as follows: V-15, \$300.00; V-17, \$4,665.00; Total, \$4,965.00. This assessment was appealed to the Court of Common Pleas, and, after trial, a verdict of \$3,227.25 was rendered in favor of the City. In 1929 the property known as V-15 was assessed at \$1,342.00. In 1939 the aforesaid property is assessed at \$1,340.00. The property known as V-17 in 1929 was assessed at \$2,767.00. In 1929 the said assessment is \$2,310.00.

Properties known as V-16-18 on the Viewers' Plan were owned by Margaret M. Donahue, and she was awarded damages in the amount of \$15,000.00 by reason of the improvement of Bennett street, and benefits for the grading, paving and curbing were assessed against her several properties, as follows: V-16, \$1,875.00; V-18, \$1,200.00; Total \$3,075.00. These assessments or benefits were appealed to the Common Pleas Court, and, after trial, a verdict was rendered in favor of the City of Pittsburgh in the sum of \$1,998.75. In 1931 the assessed value of this property was \$2,860.00, and in 1939, its valuation is \$2,860.00.

The aforementioned properties are the only ones abutting upon that section of Bennett Street which is subject to

the vacation ordinance before your Honorable Body.

Respectfully submitted,

WM. ALVAH STEWART,

City Solicitor.

Which was read, received and filed.

Mr. McArdle moved

That the bill be recommitted to the Committee on Public Service and Surveys.

Which motion prevailed.

Also

Bill No. 2937. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks, roadways and automobile parking areas, and establishing the opening grades on Chauncey drive and Somers drive, as laid out and proposed to be dedicated as legally opened highways, by the Housing Authority of the City of Pittsburgh, in a plan of lots of its property, in the Fifth Ward of the City of Pittsburgh, named 'Bedford Dwellings.'"

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Wolk also presented

No. 3043.

Pittsburgh, Pa.

June 2, 1939.

President and Members of Council,
City of Pittsburgh.

Gentlemen:

With reference to "An Ordinance fixing the width and position of the sidewalks, roadways and automobile parking areas, and establishing the opening grades on Chauncey drive and Somers drive, as laid out and proposed to be dedicated as legally opened highways, by the Housing Authority of the City of Pittsburgh, in a plan of lots of its property, in the Fifth Ward of the City of Pittsburgh, named 'Bedford Dwellings,'" the City Planning Commission considered the aforesaid Ordinance at its meeting held June 1, 1939, and took the following action:

"Motion: That the Staff report relative to the aforementioned Ordinance be received; that the Ordinance be re-

jected and that the Commission recommend that the Ordinance be redrawn in accordance with recommendations in the Staff report. Carried."

Since the above action was taken, the Staff of this Commission has been in consultation with the technical men of the Pittsburgh Housing Authority and we believe that they realize that some change is desirable in the Ordinance before passage by Council. However, we are not authorized to speak for them in this matter.

Yours very truly,

HOMER C. WADSWORTH,
Executive Secretary.

Which was read, received and filed.

Mr. Wolk moved

That the bill be recommitted to the Committee on Public Service and Surveys.

Which motion prevailed.

Also, with an affirmative recommendation,

Bill No. 2936. An Ordinance entitled, "An Ordinance re-establishing the grade of Montier street, from the City line at a point 100.0 feet north of Laketon road to the City line at a point 400.0 feet east of Van Tine street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Weir

Evans

Wolk

Gallagher

O'Toole, (Pres't)

McArdle

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

No. 2938. An Ordinance entitled, "An Ordinance refixing the width and position of the northerly sidewalk and the roadway of River avenue, from Warfield street to Heinz street, and re-establishing the grade thereof, from Bolln way to Gazena way."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Evans	Wolk
Gallagher	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2939. An Ordinance entitled, "An Ordinance establishing the opening grades on Crestview road and Rosegarden road, as laid out and proposed to be dedicated as legally opened highways by Emory D. and Frieda A. Johnson, in their plan of lots called 'Potomac Park Plan of Lots,' in the Twentieth Ward of the City of Pittsburgh."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Evans	Wolk
Gallagher	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Demmler (for Mr. Anderson) presented

No. 3044. Report of the Committee on Public Safety for May 23, 1939, transmitting an Ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2915. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing of 3" hose for the Bureau of Fire, and providing for the payment thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Evans	Wolk
Gallagher	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Gallagher presented

No. 3045. Report of the Committee on Public Welfare for May 23, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2927. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of rubber sheeting, chinaware, tableware and utensils for the Pittsburgh City Home and Hospitals, and providing for the payment thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Evans	Wolk
Gallagher	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Weir moved

That the following members be excused for absence from Council and Committee meetings:

Mr. Anderson on May 4, 8, 9, 10, 15, 16, 17, 22, 23 and 25, 1939;

Mr. Demmler on May 4, 8, 9, 10, 15, 16, 17, 23 and 25, 1939;

Mr. Evans on May 10, 1939;

Mr. McArdle on May 10, 1939; ..

Mr. Wolk on May 22, 1939;

Mr. O'Toole (Pres't) on May 15, 1939.

Which motion prevailed.

Mr. McArdle moved

That the Minutes of Council of Monday, May 22; Tuesday, May 23, and Thursday, May 25, 1939, be approved.

Which motion prevailed.

And upon motion of Mr. Gallagher

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIII

Monday, June 12, 1939

No. 26

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON--Ass't City Clerk

Pittsburgh, Pa.,

Monday, June 12, 1939.

Council met.

Present:--Messrs.

Demmler

McArdle

Evans

Weir

Gallagher

Wolk

Garland

O'Toole, (Pres't)

Absent:--Mr.

Anderson

PRESENTATIONS

Mr. Demmler (for Mr. Anderson) presented

No. 3046 An Ordinance creating and establishing the position of Temporary Assistant Radio Operator in the Department of Public Safety, Bureau of Police, and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Mr. Demmler presented

No. 3047 An Ordinance supplementing Section 30, Department of Lands and Buildings, Bureau of Repairs, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the

City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Also

No. 3048 Communication from the Federation of Architects, Engineers, Chemists and Technicians, Chapter No. 4, urging favorable action on their request for salary adjustments for foremen and supervisors in the Bureau of Highways and Sewers.

Which were read and referred to the Committee on Finance.

Mr. Evans presented

No. 3049 An Ordinance exonerating fifty per cent. (50%) of the cost of grading, paving and sewerage in the Marshall Manor Plan No. 1, located in the 27th Ward, City of Pittsburgh, assessed against the lots owned by Ben H. Harvey, and his successors in title.

Also

No. 3050 An Ordinance amending Section 1 of Ordinance No. 248, approved May 19, 1939, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$167,000.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage and water systems of the City, in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program, from the proceeds to be derived from the sale of General Public Improvement Notes."

Also

No. 3051 An Ordinance appropriating sums totalling Two Hundred Six Thousand (\$206,000.00) from ----- for the payment of the City's share of the cost

of Unemployment Relief Projects, to be carried out by the Department of Public Works in conjunction with the Federal Works Progress Administration, its successor or successors.

Also

No. 3052. An Ordinance authorizing the issuance of warrants in favor of Highways Equipment Company for \$507.00, Pittsburgh Coal Company for \$66.96, and the Grant Building, Inc., for \$9.73, in payment for supplies furnished and miscellaneous services rendered for the benefit of the City without previous authority of law in the total sum of \$583.69.

Also

No. 3053. Resolution authorizing and directing the City Controller to make the following transfers within the Bureau of Engineering, Department of Public Works:

FROM CODE ACCOUNT

No. 1535—Curb and Grade Pins---	\$100.00
No. 1538—Drillings and Test Holes -----	300.00
No. 1577—Materials, Bridge Repairs -----	100.00
No. 1583—Materials, Bridge Repainting -----	100.00
	<hr/>
	\$600.00

TO CODE ACCOUNT

No. 1530—Miscellaneous Services-- 600.00

Which were severally read and referred to the Committee on Finance.

Also

No. 3054. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—O, by extending the Commercial Forty-five Foot and Third Area District, by including all that certain property now classified "B" Residence, Thirty-five Foot and Second Area District, bounded by the westerly line of Rhine street; Zang way; the westerly line of lot numbered 11 in N. Schenkel's Corrected Plan of Lots; Haslage avenue; a line parallel with and distant 81 feet westwardly from Rhine street and Yetta avenue.

Also

No. 3055. An Ordinance opening and widening Broadway, from Fallowfield avenue to Neeld avenue; providing that the costs, damages and expenses occasioned thereby be assessed

against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket.

Also

No. 3056. Petition from merchants and residents of Perrysville avenue and East street requesting the improvement of street lighting fixtures in that district similar to those now in use on Federal street.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3057. An Ordinance changing the name of Ober park, bounded by Federal, Ohio, East Diamond and West Diamond streets, to "John A. Brashear Memorial Park."

Which was read and referred to the Committee on Parks and Libraries.

Mr. Gallagher presented

No. 3058. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Welfare to renew lease with the Junior Order of United American Mechanics of the U. S. of N. A. for building situated at 3400 Forbes street, and to carry out and complete an Unemployment Relief Project, and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Mr. Garland presented

No. 3059. Communication from Mrs. Joseph Schrenk, 1434 Lowrie street, in behalf of the general neighborhood, requesting the oiling of the playground at Herman and Gardner streets.

Also (by request)

No. 3060. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E30, by changing from a "B" Residence District to a Commercial District, all that certain property bounded by North Highland avenue; the northerly line of property now or late of the Board of Public Education; Supreme way, and Stanton avenue.

Which were read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 3061. An Ordinance ap-

propriating and setting aside the sum of \$25,000.00 from Code Account ----- to provide the necessary funds to carry on the proposed Syphilis Control Program in conjunction with the State Department of Health and private sources, for the payment of the cost of supplies, equipment and personnel in the City Laboratory, Department of Public Health.

Also

No. 3062. An Ordinance appropriating and setting aside the sum of \$65,000.00 from Bond Fund No. 136, Public Improvement Notes, for the construction of a nurses' home and physicians' building at the Leech Farm Tuberculosis Sanatorium.

Which were read and referred to the Committee on Finance.

Mr. Wolk presented

No. 3063. An Ordinance fixing and refixing the width and position of the roadway and sidewalks on Welsh way, from a point 137.33 feet west of the southerly line of Brosville street to the southerly terminus thereof, at a point 831.86 feet southwest of the southerly line of Brosville street; providing for slopes, parking, retaining walls and steps, and establishing and re-establishing the grade thereof.

Also

No. 3064. Petition for the vacation of Rem way, from The Boulevard to Alcove way.

Also

No. 3065. An Ordinance vacating Rem way, from The Boulevard to Alcove way.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 3066. An Ordinance authorizing and directing the issuance and sale of Funding Bonds of the City of Pittsburgh in the aggregate principal amount of One Million (\$1,000,000.00) Dollars for the purpose of funding the existing unfunded indebtedness of the City, consisting of contractors' claims, claims for damages arising from the opening, widening and improving of streets, construction of sewers and other floating indebtedness, including claims of the former Borough of Overbrook, and levying taxes to provide funds for the redemption of said bonds at matur-

ity and the payment of the interest and State tax thereon.

Also

No. 3067. An Ordinance amending a portion of Section 31, Department of Lands and Buildings, Bureau of Operating Maintenance, of an Ordinance entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939, as amended by Ordinance No. 234, approved May 10, 1939.

Which were read and referred to the Committee on Finance.

Also

No. 3068. Communication from Mrs. John Gadd, 1245 Berry street, requesting the oiling of Oakglen, Justine and Shirley streets.

Also

No. 3069. Communication from Mrs. Irene Bauman requesting the surfacing of Carnegie street, from Fifty-sixth street to Fifty-seventh street, Tenth ward.

Which were read and referred to the Committee on Public Works.

Also

No. 3070. Communication from the Director of the Department of Public Welfare requesting permission to supervise the activities of the cafeteria at the City-sponsored W. P. A. Sewing Project on Penn avenue.

Which was read and referred to the Committee on Public Welfare.

UNFINISHED BUSINESS

Mr. Garland called up

Bill No. 2180. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the American Reduction Company in the sum of \$79,878.02 in payment of services furnished for the benefit of the City during the month of December, 1938, without previous authority of law."

In Council, January 16, 1939, vote reconsidered by which the bill was read a second and third times and finally passed, and bill failed to pass finally, lacking a two-thirds vote.

Which was read.

And the question recurring, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Evans

Gallagher

Noes:—Messrs.

Weir

Ayes 6. Noes 2.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

No. 2349. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of American Reduction Company for \$73,879.54 in payment for services furnished for the benefit of the City during the month of January 1939, without previous authority of law."

In Council, February 14, 1939, bill read, rule suspended, read a second and third times and failed to pass finally, lacking a two-thirds vote.

Which was read.

And the question recurring, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Evans

Gallagher

Noes:—Messrs.

Weir

Ayes 6. Noes 2.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

REPORTS OF COMMITTEES

Mr. Demmler moved

In order that the various Committee reports may be considered at this time, that Rule 8 be suspended providing for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from Committee, at least forty-eight hours previous to their final consideration by Council.

Which motion prevailed.

Mr. Demmler presented

No. 3071. Report of the Committee on Finance for June 7, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also

Bill No. 2932. An Ordinance entitled, "An Ordinance creating and establishing two (2) temporary positions in the Department of Public Health, Division of Plumbing and House Drainage, required for extra work due to the housing, street, sewer and playground improvement program, for a period of seven (7) months, and fixing the rate of compensation thereof."

In Finance Committee, June 7, 1939, bill read and amended in Section 1 by striking out the words "One Assistant Chief Plumbing Inspector" and by inserting in lieu thereof the words "Plumber Plan Examiner," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Weir moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Also

Bill No. 2860. An Ordinance entitled, "An Ordinance authorizing the leasing to the Pittsburgh Plate Glass Company of a part of the Duquesne Way Wharf, formerly occupied by the Farmers' Market, being the old Farmers' Market Platform located on Duquesne way, between Sixth and Seventh streets."

In Finance Committee, June 7, 1939, bill read and amended in Section 1 by striking out and by inserting as shown in red, and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2976. An Ordinance entitled, "An Ordinance amending and supplementing Sections 83, 86 and 88, Bureau of Recreation, of an Ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 9, 1939."

In Finance Committee, June 7, 1939, Bill read and amended in Section 1 by striking out and inserting as shown in red, and in the title by striking out the words, "and supplementing Sections 83, 86 and 88," and by inserting in lieu thereof the words, "Sections 83 and 88," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 3006. An Ordinance entitled, "An Ordinance authorizing and directing the issuance and sale of Refunding Bonds of the City of Pittsburgh in the aggregate principal amount of Three Hundred Fifty Thousand (\$350,000.00) Dollars for the purpose of refunding a part of the existing indebtedness of the City evidenced by certain outstanding short-term promissory notes in that amount, and levying taxes to provide funds for the redemption of said bonds at maturity and the payment of the interest and State tax thereon."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Evans

Gallagher

Noes:—Messrs.

Weir

Ayes 6. Noes 2.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

No. 2349. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of American Reduction Company for \$73,879.54 in payment for services furnished for the benefit of the City during the month of January 1939, without previous authority of law."

In Council, February 14, 1939, bill read, rule suspended, read a second and third times and failed to pass finally, lacking a two-thirds vote.

Which was read.

And the question recurring, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Evans

Gallagher

Noes:—Messrs.

Weir

Ayes 6. Noes 2.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

REPORTS OF COMMITTEES

Mr. Demmler moved

In order that the various Committee reports may be considered at this time, that Rule 8 be suspended providing for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from Committee, at least forty-eight hours previous to their final consideration by Council.

Which motion prevailed.

Mr. Demmler presented

No. 3071. Report of the Committee on Finance for June 7, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also

Bill No. 2932. An Ordinance entitled, "An Ordinance creating and establishing two (2) temporary positions in the Department of Public Health, Division of Plumbing and House Drainage, required for extra work due to the housing, street, sewer and playground improvement program, for a period of seven (7) months, and fixing the rate of compensation thereof."

In Finance Committee, June 7, 1939, bill read and amended in Section 1 by striking out the words "One Assistant Chief Plumbing Inspector" and by inserting in lieu thereof the words "Plumber Plan Examiner," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Weir moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Also

Bill No. 2860. An Ordinance entitled, "An Ordinance authorizing the leasing to the Pittsburgh Plate Glass Company of a part of the Duquesne Way Wharf, formerly occupied by the Farmers' Market, being the old Farmers' Market Platform located on Duquesne way, between Sixth and Seventh streets."

In Finance Committee, June 7, 1939, bill read and amended in Section 1 by striking out and by inserting as shown in red, and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2976. An Ordinance entitled, "An Ordinance amending and supplementing Sections 83, 86 and 88, Bureau of Recreation, of an Ordinance entitled, 'An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 9, 1939."

In Finance Committee, June 7, 1939, Bill read and amended in Section 1 by striking out and inserting as shown in red, and in the title by striking out the words, "and supplementing Sections 83, 86 and 88," and by inserting in lieu thereof the words, "Sections 83 and 88," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 3006. An Ordinance entitled, "An Ordinance authorizing and directing the issuance and sale of Refunding Bonds of the City of Pittsburgh in the aggregate principal amount of Three Hundred Fifty Thousand (\$350,000.00) Dollars for the purpose of refunding a part of the existing indebtedness of the City evidenced by certain outstanding short-term promissory notes in that amount, and levying taxes to provide funds for the redemption of said bonds at maturity and the payment of the interest and State tax thereon."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3007. An Ordinance entitled, "An Ordinance authorizing and directing the issuance and sale of Refunding Bonds of the City of Pittsburgh in the aggregate principal amount of Four Million Eight Hundred Thousand (\$4,800,000.00) Dollars for the purpose of refunding a part of the existing indebtedness of the City evidenced by certain outstanding short-term promissory notes in that amount, and levying taxes to provide funds for the redemption of said bonds at maturity and the payment of the interest and State tax thereon."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2587. An Ordinance entitled, "An Ordinance authorizing and

directing the Mayor to advertise for bids for the publication of such official advertising as is authorized under the terms and provisions of the Act of June 22, 1931, P. L. 845, Section 1, and to award and execute a contract for same."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2974. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of Two Hundred Thousand (\$200,000.00) Dollars for payment of the cost of construction work and for engineering and other expenses for the improvement of Water street, from Grant street to West street, and Duquesne way, from Barbeau street to Tenth street, in accordance with the agreement entered into with the County of Allegheny, dated February 17, 1939, and authorized by Ordinance No. 72, approved February 16, 1939, from Bond Fund 141."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2977. An Ordinance entitled, "An Ordinance amending and supplementing Section 1 of Ordinance No. 267, approved May 27, 1939, entitled, 'An Ordinance appropriating and setting aside the aggregate amount of \$872,100.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, water, park and recreation systems of the City in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program, from the proceeds to be derived from the sale of General Public Improvement Notes.'"

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2978. An Ordinance entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public water systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2979. An Ordinance entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$49,795.47 for the payment of the cost for improvements to the public water, bridge and viaduct systems of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2980. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of a sewer on the private property of the City of Pittsburgh and on Twenty-ninth Street to the Allegheny River to provide necessary drainage facilities for the proposed Municipal Incinerator and for the construction of a water line on Twenty-ninth street from Railroad street to a point approximately three hundred eighty (380') feet northwardly, and providing for the payment of the cost thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2981. An Ordinance entitled, "An Ordinance repealing Ordinance No. 192, approved April 1, 1939, entitled, 'An Ordinance providing for a contract or contracts for the construction of a sewer on private property of the City of Pittsburgh and J. K. Davison and Brother, and across Thirtieth street, to provide necessary drainage facilities for the proposed Incinerator Plant for the City of Pittsburgh; providing for the payment of the cost thereof; providing therefor an easement through property of J. K. Davison and Brother for the construction and maintenance of said sewer, and providing for adjudication of damages occasioned thereby and for payment of the cost and expense thereof.'"

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2982. An Ordinance entitled, "An Ordinance providing for a contract for a Pitometer Water Waste Survey of a portion of the water distribution system of the City of Pittsburgh, and for the payment of the cost thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3008. An Ordinance entitled, "An Ordinance fixing the rate of interest at one and three-quarters per centum (1¾%) per annum on \$475,000.00 Refunding Bonds 1939, which were sold May 23, 1939, by authority of Ordinance No. 218, approved April 29, 1939."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3009. An Ordinance entitled, "An Ordinance amending Section 31, Department of Lands and Buildings, of an Ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 9th, 1939."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2110. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of C. C. Crick in the amount of \$578.65 in payment for out of pocket expenses incurred during the months of September, October and November, 1938, in connection with advancement of a pure water gravity supply in behalf of the City of Pittsburgh."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2971. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor to issue and the City Controller to countersign warrants in favor of Dr. U. A. Carpenter and Dr. J. W. McMeans, in the sum of \$1,520.00 and \$1,625.00, respectively, for services furnished to the Department of law."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2972. Resolution authorizing the City Solicitor to accept a deed at this time from Mary E. Ogden to replace original deed authorized by Ordinance No. 18, approved January 12, 1925, for the purchase of certain property on Sylvan avenue, 15th Ward, from said Mary E. Ogden, for the sum of \$5,000.00, which original deed was lost.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2983. Resolution authorizing and directing the City Controller to transfer the sum of \$10,000.00 from Code Account No. 1656, Wages, Temporary Employees, to Code Account No. 1659, Materials, Asphalt Plant, Bureau of Highways and Sewers.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2988. Resolution authorizing the City Controller to transfer \$12,000.00 from Code Account 1326, Miscellaneous Services, to Code Account 1337, Equipment and Machinery, City Home and Hospitals, Mayview.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3010. Resolution authorizing and directing the City Controller to accept the sum of \$325.00 in full settlement of an unsecured judgment note of Joseph Schutzman dated February 14, 1933, in the sum of \$6,275.00 and accrued interest from March 16, 1933, absolute ownership and possession of which was acquired by the City of Pittsburgh by order of the Court of Common Pleas at No. 3721 January Term, 1934, and authorizing and directing the City Controller, upon receipt of said sum, to satisfy the judgment of record at D. S. B. No. 33 January Term, 1933, and relieving the City Controller from further accounting for said note.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and

third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3013. Resolution authorizing and directing the Delinquent Tax Collector, upon payment of \$427.22 by Albert F. Einhouse, to issue receipt in full payment of water bill for \$444.31, on apartment building at corner of Wyoming and Maple Terrace, 19th Ward, and charging penalty and interest to the City.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3012. Resolution authorizing the issuing of a warrant in favor of James Demark in the sum of \$750.00, in full settlement of his claim against the City of Pittsburgh for damages caused by sewer on Naylor street (No. 1725 October Term, 1937) and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3014. Resolution authorizing the issuing of a warrant in favor of the Peoples-Pittsburgh Trust Company, guardian for the Estate of Earl J. Russell (now deceased) in the sum of \$250.00, to reimburse said guardian for amount erroneously paid for the maintenance and hospitalization of said Earl J. Russell, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Bill No. 3011. Resolution authorizing the issuing of warrants, upon the execution and delivery of general warranty deeds, in form to be approved by the City Solicitor, for the various pieces of real estate within the line of the improvement of Bigelow boulevard as widened and relocated, in favor of the following persons and charging same to Code Account No. ----

Robert Cunningham, reputed owner or whoever may be owner -----\$6,750.00

Esther F. Spear, reputed owner or whoever may be owner.---- 3,350.00

Wm. Johnson, reputed owner or whoever may be owner.---- 2,600.00

Paul Ferguson, reputed owner or whoever may be owner.---- 1,250.00

Mary A. McDonald, reputed owner or whoever may be owner ----- 3,350.00

Annie McKee, reputed owner or whoever may be owner.---- 900.00

In Finance Committee, June 7, 1939, read and amended by striking out the words "Code Account No." and by inserting in lieu thereof the words "Bond Fund No. 139, Bigelow Boulevard and other Improvements," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Demmler also presented

No. 3072. Report of the Committee on Finance for June 8, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also

Bill No. 2994. An Ordinance entitled, "An Ordinance amending a portion of Section 1 of Ordinance No. 284, approved June 28, 1938, entitled, 'An Ordinance authorizing the Mayor and the Directors of the proper departments of the City to file applications to the United States of America through the Federal Emergency Administration of Public Works for grants to aid in financing the making of improvements generally in the City and designating the Directors of the proper departments to furnish such information as the Government may request, and repealing Ordinance No. 335, approved October 10, 1936, Ordinance No. 357, approved October 23, 1936, and Ordinance No. 373, approved October 29th, 1936,' as amended, by authorizing and directing the Mayor and the Director of the Department of Public Health to file an amendatory application with the Federal Emergency Administration of Public Works for a change in the scope of the project for the Leech Farm Tuberculosis Sanatorium—Pa. Docket No. 2154-F—by deletion of the boiler house, requesting an increase of grant in the amount of \$61,075.35, to cover the P. W. A. share of the cost of the construction of the nurses and physicians' building, and requesting an extension of time for the completion of the project to June 30, 1940, and providing for the payment of the City's share of \$74,647.65 of the cost of the nurses and physicians' building from the \$1,500,000.00 authorized by the electors at a special public election held August 2, 1938, for the construction of any public improvements within the City within the general classifications of the projects described in the ballot."

In Finance Committee, June 8, 1939, bill read and amended in Section 1 and in the title by striking out the amount "\$61,075.35" and by inserting in lieu thereof the amount "\$53,182.00," and by striking out the amount "\$74,647.65" and by inserting in lieu thereof the amount "\$65,000.00," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill as amended in Committee and agreed to by Council was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

McArdle

Evans

Weir

Gallagher

Wolk

Garland

Noes:—Mr. O'Toole, (Pres't).

Ayes 7. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Evans presented

No. 3073. Report of the Committee on Public Works for June 8, 1939, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2854. An Ordinance entitled, "An Ordinance widening Crestline street, from Nimick place to the City line, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2984. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the regrading, repaving, recurbing, widening and otherwise improving certain streets, and for the payment of the costs thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2985. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the south sidewalk of Cole-ridge street, from a point about 20 feet east of Hawthorne street to the existing sewer on Oranmore street, in-

cluding, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2986. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Gladys avenue and Hollyford place, from a point on Gladys avenue about 320 feet south of Hollyford place to the existing sewer on Tropical avenue, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2987. An Ordinance entitled, "An Ordinance repealing Ordinance No. 558, approved December 2, 1938, entitled, 'An Ordinance opening Wilmot street from Park View avenue to Boundary street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket', insofar as said Ordinance opened Wilmot street from a point 199.25 feet west of Boundary street to Boundary street."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3023. An Ordinance entitled, "An Ordinance amending Section 2 and the title of Ordinance No. 605, approved December 28, 1938, entitled, 'An Ordinance locating the Wilmot Street Bridge and approaches on and over Wilmot street, over and across Juno street, Rollo way, Adrian street, Boundary street, the right-of-way and tracks of the Pittsburgh Junction Railroad Company, property of the Schuylkill Improvement Land Company and property of the City of Pittsburgh, to connect the Boulevard of the Allies at its intersection with Parkview avenue with Wilmot Road in Schenley Park; laying out and opening the same as a public highway; providing for an aerial easement over property of the Schuylkill Improvement Land Company, the right-of-way and the tracks of the Pittsburgh Junction Railroad Company and the property of the City of Pittsburgh; providing for adjudication of damages occasioned thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket.'"

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2778. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N20—E30, by changing from a 'B' Residence, Thirty-five Foot and First Area District, to an 'A' Residence, One Hundred Foot and Third Area District, all that certain property bounded by North Negley avenue; Wellesley avenue; King avenue and Hampton street."

Which was read.

Mr. Evans moved

That the bill be laid over for one week.

Which motion prevailed.

Mr. Wolk presented

No. 3074. Report of the Committee on Public Service and Surveys for June 8, 1939, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2937. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks, roadways and automobile parking areas, and establishing the opening grades on Chauncey drive and Somers drive, as laid out and proposed to be dedicated as legally opened highways, by the Housing Authority of the City of Pittsburgh, in a plan of lots of its property, in the Fifth Ward of the City of Pittsburgh, named 'Bedford Dwellings.'"

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Evans

Gallagher

Garland

Ayes 8. Noes none.

McArdle

Weir

Wolk

O'Toole, (Pres't)

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3000. An Ordinance entitled, "An Ordinance re-establishing the grade of Zang way, from Rhine street to a point 195.0 feet westwardly therefrom."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Evans

Gallagher

Garland

Ayes 8. Noes none.

McArdle

Weir

Wolk

O'Toole, (Pres't)

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3001. An Ordinance entitled, "An Ordinance re-establishing the grade of Yetta avenue, from Rhine street to a point 163.0 feet westwardly therefrom."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

McArdle

Evans

Weir

Gallagher

Wolk

Garland

O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3002. An Ordinance entitled, "An Ordinance re-establishing the grade of Haslage avenue, from Rhine street to a point 140.48 feet westwardly therefrom."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

McArdle

Evans

Weir

Gallagher

Wolk

Garland

O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3003. An Ordinance entitled, "An Ordinance granting unto the Junction Coal and Coke Company of Pittsburgh the right and privilege to construct, maintain, use and operate a cellar door 3.50 feet by 4.00 feet

in the southerly sidewalk of Penn avenue, Sixth Ward; said cellar door being located 90.13 feet eastwardly from the easterly line of Thirty-fourth street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

McArdle

Evans

Weir

Gallagher

Wolk

Garland

O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3004. An Ordinance entitled, "An Ordinance granting unto the Mine Safety Appliance Company, Pittsburgh, Penna., the right to construct, maintain and use a conduit composed of four 6-inch tile pipe under and across Meade street at a point on the easterly line of Meade street, distant 143.00 feet from the northerly line of Braddock avenue, in the 14th Ward, City of Pittsburgh, for the purpose of effecting access for the installation and maintenance of gas, water, steam and electric lines from Building No. 3 on the east side of Meade street to the Wappat Building on west side of Meade street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2894. An Ordinance entitled, "An Ordinance vacating a portion of Bennett street, between a point 32.28 feet east of Wheeler street and a point 292.28 feet, more or less, east of Wheeler street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Garland
Evans	Wolk
Gallagher	

Noes:—Messrs.

McArdle	Weir
O'Toole, (Pres't)	

Ayes 5. Noes 3.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Weir presented

No. 3075. Report of the Committee on Parks and Libraries for June 8, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also

Bill No. 2892. An Ordinance entitled, "An Ordinance providing for a contract or contracts for an Archery Concession along Washington boulevard in Highland Park."

In Committee on Parks and Libraries, June 8, 1939, bill read and amended in Section 1 by adding thereto as shown in red, and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Weir moved

That the amendment of the Parks and Libraries Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Weir moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Demmler (for Mr. Anderson) presented

No. 3076. Report of the Committee on Public Safety for June 8, 1939, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2967. An Ordinance entitled, "An Ordinance supplementing Sections 2 and 3 of Ordinance No. 335, entitled, 'An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh, and providing penalties for the violation thereof,' approved October 3, 1922, as amended and supplemented, by adding designated streets or portions of streets to certain designated paragraphs thereof, and by repealing certain restrictions on designated portions of certain designated streets."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2968. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of traffic equipment and for the letting of a contract or contracts for the installation of traffic equipment for the Bureau of Traffic Planning, Department of Public Safety."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Gallagher presented

No. 3077. Report of the Committee on Public Welfare for June 8, 1939, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2780. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and installation of new shock proof x-ray radiographic equipment complete for the Pittsburgh City Home and Hospitals, and providing for the payment thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Evans

Gallagher

Garland

Ayes 8. Noes none.

McArdle

Weir

Wolk

O'Toole, (Pres't)

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2989. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of 100 dozen (more or less) Bed Spreads for the Pittsburgh City Home and Hospitals, Department of Public Welfare, and providing for the payment thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Evans

Gallagher

Garland

Ayes 8. Noes none.

McArdle

Weir

Wolk

O'Toole, (Pres't)

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Wolk presented

No. 3078.

WHEREAS, American Citizenship is

the highest honor and privilege that can be accorded to the young men and women of America; and

WHEREAS, The attainment of the right to vote and participate in affairs of government should be a sacred occasion for reaffirmation of the principles and ideals of American Democracy; and

WHEREAS, The observance of Citizenship Day in honor of young American men and women, who have attained the age of twenty-one during the year, would not only be a source of instruction and inspiration to them, but to all citizens; Now, Therefore, be it

RESOLVED by the City of Pittsburgh, in Council assembled, That the last Sunday of June of each year be designated as Citizenship Day in honor of young American men and women who have attained the age of twenty-one during the year; and, be it further

RESOLVED, That on that day appropriate ceremonies be held to impress upon all our citizens, as well as those who during the year attained the age of twenty-one, the significance of the rights, privileges and blessings of American Citizenship, as well as the duties and obligations imposed thereby; and, be it further

RESOLVED, That the Mayor of the City of Pittsburgh be empowered to appoint in each year a committee of public spirited citizens to make the necessary arrangements for said ceremonies.

Which was read.

Mr. Wolk moved

The adoption of the resolution.

Which motion prevailed.

Mr. Weir moved

That the Minutes of Council on Tuesday, June 6, 1939, be approved.

Which motion prevailed.

And upon motion of Mr. Garland.

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Monday, June 19, 1939

No. 27

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.President

EDW. W. LINDSAY.....City Clerk

JAMES W. PATTERSON Ass't City Clerk
Pittsburgh, Pa.

Monday, June 19, 1939.

Council met.

Present:—Messrs.

Demmler McArdle

Evans Weir

Gallagher Wolk

Garland O'Toole, (Pres't)

Absent:—Mr. Anderson.

PRESENTATIONS

Mr. Demmler presented

No. 3079. An Ordinance authorizing the proper officers of the City of Pittsburgh to advertise for proposals and to award a contract or contracts for furnishing one Water Billing Machine and fifteen (15) Adding Machines for the Department of City Controller, and providing for the payment thereof.

Also

No. 3080. Resolution authorizing the City Solicitor to stipulate for the entry of judgment in the following actions against the City of Pittsburgh, in amounts not to exceed the following sums, plus record costs:

No. 1507 April Term, 1939.....\$11,150.00

No. 1508 April Term, 1939..... 11,500.00

No. 1509 April Term, 1939..... 7,500.00

Also

No. 3081. Resolution authorizing the issuing of a warrant in favor of John W. Gormley, Jeanne Gormley and Universal Insurance Company, c/o Geo. D. Gee, 1105 Standard Life Building, Pittsburgh, in the sum of \$206.82, in full settlement of their claims for personal injuries and automobile damage sustained March 10, 1939, at Brookline boulevard and Merrick street, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3082. An Ordinance authorizing the issuance of a warrant in favor of Harrison Construction Company in the sum of \$21,481.51 in payment for extra work performed for the benefit of the City without previous authority of law.

Also

No. 3083. An Ordinance amending a portion of Section 12, City Planning Commission, of Ordinance No. 618, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939, as supplemented by Ordinance No. 42, approved February 1, 1939.

Also

No. 3084. Communication from Mrs. J. Moskovitz asking adjustment of excessive water bill on property at 846 Ridge avenue, assessed in the name of Dora Moskovitz and Goldie Frank.

Which were severally read and referred to the Committee on Finance.

Mr. Evans presented

No. 3085. An Ordinance accepting the amended offer of the United States of America to aid by way of grant in financing the construction of retaining walls identified as "Docket No.

Pa. 1599-F," and agreeing to the terms thereof.

Also

No. 3086. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to construct and reconstruct public sewers in the City of Pittsburgh, in conjunction with the Federal Works Progress Administration, its successor or successors, and providing for the performance of such work as may not be assumed by the Works Progress Administration, its successor or successors, and for the payment of the cost thereof.

Also

No. 3087. Resolution authorizing and directing the City Controller to transfer and set aside the sum of \$500.00 from Code Account No. 42, Contingent Fund, to help defray expenses of Independence Day Celebration, July 4, 1939, on the North Side, by the Bureau of Recreation, and authorizing warrants in payment of said expenses upon vouchers to be submitted to the Finance Committee of Council for approval.

Which were severally read and referred to the Committee on Finance,

Also

No. 3088. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E30, by changing from a "B" Residence, Thirty-five Foot and First Area District to (a) an "A" Residence, Forty-five Foot and Second Area District, all that certain property bounded by College street; Walnut street; a line parallel with and distant 135 feet westwardly from College street; Elwood street; the easterly line of property fronting on the easterly side of College street; the northerly lines of properties fronting on the northerly side of Walnut street; the line of the present "A" Residence District west of South Highland avenue; Walnut street; the easterly line of property fronting on the easterly side of College street; the northerly lines of properties fronting on the northerly side of Howe street; the westerly lines of properties fronting on the westerly side of South Highland avenue, and a line parallel with and distant 120 feet southwardly from Howe street; (b) to an "A" Residence, Forty-five Foot and Third Area District, all that certain

property bounded by Walnut street; the easterly lines of the M. O'Hara Plan and the D. B. Maxwell et ux Plan; Elmer street; a line parallel with and distant 110 feet westwardly from College street; Elwood street, and a line parallel with and distant 135 feet westwardly from College street.

Also

No. 3089. Remonstrance against the opening of the way in the rear of Baytree street, as requested in Bill No. 2997, and requesting a hearing before any action is taken on this improvement.

Also

No. 3090. Communication from John H. Messner, 7514 Bennett street, relative to the inadequacy of the sewer at Bennett and Collier streets.

Also

No. 3091. Remonstrance against the enactment of Bill No. 2778, An Ordinance amending the Zoning Ordinance by changing to an "A" Residence District, certain property bounded by N. Negley, Wellesley and King avenues and Hampton street.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3092. An Ordinance appropriating the sum of Nine Thousand Four Hundred (\$9,400.00) Dollars from Bond Fund No. 139 for the payment of the City's share of the cost, including salaries, to carry out and complete certain survey and planning work as conducted by the Department of City Planning in conjunction with the Federal Works Progress Administration.

Also

No. 3093. An Ordinance amending a portion of Section 51, Department of Public Works, Bridge and Fence Repairs and Painting, of Ordinance No. 618, which became a law January 9, 1939, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof."

Also

No. 3094. An Ordinance amending Section 56, Bureau of Highways and Sewers, Division Offices, of Ordinance No. 618, entitled, "An Ordinance fixing the number of officers and employees of

all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Which were severally read and referred to the Committee on Finance.

Also

No. 3095. An Ordinance widening Water street, in the First ward of the City of Pittsburgh, at the intersection of Grant street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Which was read and referred to the Committee on Public Works.

Also

No. 3096. An Ordinance establishing the opening grades on Crestline street, Crestline place and Swissvale avenue, as laid out and proposed to be dedicated as legally opened highways by Model Home Builders and F. E. Wright, in their plan of lots called Crestline Place Plan of Lots, in the Thirteenth ward of the City of Pittsburgh.

Also

No. 3097. An Ordinance re-establishing the grade of Wood street, from Water street to First avenue.

Also

No. 3098. An Ordinance fixing and refixing the width and position of the sidewalks and roadways of Water street, from a point 105.76 feet west of West street to Grant street, and establishing and re-establishing the grade thereof.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Garland presented

No. 3099. Remonstrance against renaming Ober Park on the North Side.

Which was read and referred to the Committee on Parks and Libraries.

Mr. McArdle presented

No. 3100. Communication from the Director of the Department of Public Health urging favorable consideration of Bill No. 3061, An Ordinance appropriating \$25,000.00 for the Syphilis Control Program, before July 1, 1939, in order to obtain federal and state aid in the amount of \$100,000.00.

Which was read and referred to the Committee on Finance.

Mr. Weir presented

No. 3101. Communication from Mrs. William Thaw, Jr., favoring the proposed changing of the name of Ober Park to John A. Brashear Memorial Park.

Also

No. 3102. An Ordinance supplementing Section 2 of Ordinance No. 112, entitled, "An Ordinance providing rules and regulations for the protection and maintenance of good order in the Public Parks, Playgrounds and other Public Grounds of the City of Pittsburgh, and providing for the issuance of permits and fixing penalties for violations thereof," approved April 29, 1936, fixing the time of day after which the Public Parks, Playgrounds and other Public Grounds of the City of Pittsburgh shall not be occupied.

Which were read and referred to the Committee on Parks and Libraries.

Mr. Wolk presented

No. 3103. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to enter into an Agreement with Mt. Washington Street Railway Company and W. D. George, Thomas M. Benner and Thomas Fitzgerald, Trustees for the Pittsburgh Railways Company, for the purpose of obtaining the right to grade, pave and improve the land within the right-of-way of Mt. Washington Street Railway Company within the limits of Broadway, between Neeld avenue and Fallowfield avenue, Nineteenth ward, and providing for the reconstruction and maintenance of tracks and facilities of the Railway Company, the construction of loading platforms, the expense of such improvement, the continuance of franchise rights and the protection of the Railway Company during construction.

Also

No. 3104. An Ordinance accepting a deed of right-of-way or easement from The Pittsburgh Junction Railroad Company and The Baltimore and Ohio Railroad Company to the City of Pittsburgh over certain real estate of the grantors from a point near the end of the Thirty-third Street Relief Sewer,

as constructed in 1930, to the northeasterly right-of-way line of the grantors on the southerly side of the Pennsylvania Railroad, and providing for certain obligations of the City of Pittsburgh by reason of the construction of the Thirty-third Street Relief Sewer.

Which were read and referred to the Committee on Public Works.

Also

No. 3105. Resolution joining with any complaint filed by the Stanton Heights Community Association, having as its purpose the extension of the Stanton Heights bus service to Highland avenue or to the East Liberty business district, and authorizing and empowering the City Solicitor to cause the City to be made a party to such record before the Pennsylvania Public Utility Commission.

Which was read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 3106.

City of Pittsburgh.
June 16, 1939.

To the President and Members
of Council

Gentlemen:

A serious emergency has arisen by the action of Governor James in extending the time within which the Commonwealth of Pennsylvania will take over certain institutions maintaining and treating mental patients, including the Pittsburgh City Home and Hospital at Mayview. The Act of September 29, 1938, P. L. 53, had removed the mental patients at Mayview from the jurisdiction of the City of Pittsburgh and placed them under the sole control of the Commonwealth of Pennsylvania. As a consequence no appropriation was made in the 1939 Budget for the operation of Mayview after the time specified for the turning over of this institution to the State.

The signing by the Governor on May 25, 1939, of Act No. 101, extending the time within which the Commonwealth will take over all such institutions, has created a serious emergency for the City of Pittsburgh. We, therefore, join in recommending the passage of an emergency appropriation Ordinance in the amount of \$550,000.00, which amount

the Director of the Department of Public Welfare has stated is the minimum with which the Department can operate effectively for the balance of the year 1939.

Respectfully submitted,
CORNELIUS D. SCULLY,
Mayor.

JAMES P. KERR,
City Controller.

Which was read, received and filed.

Also

No. 3107. An Ordinance making an emergency appropriation of \$550,000.00 for the purpose of providing funds to maintain and operate Mayview City Home and Hospitals.

Also

No. 3108. Communication from Foss Baker, Field Representative, State, County and Municipal Workers, relative to their request for adjusted working conditions and wages for employees of Local Union No. 72 at Mayview.

Also

No. 3109. Communication from Martha McAllister, Executrix of the Estate of John J. McAllister, offering property located at 419-21-23 Craft avenue, Fourth ward, for a playground.

Which were severally read and referred to the Committee on Finance.

Also

No. 3110. Communication from M. M. Orisha, 1702 Leolyn street, requesting the oiling of Leolyn street and East Cherry Hill street.

Also

No. 3111. Communication from Richard Winkler relative to the drainage of water onto the property at 2434 Strauss street.

Also

No. 3112. Communication from the Borough of Greentree, Edward J. Kirby, Secretary, requesting an estimate of cost to the Borough to connect its proposed sanitary sewer along Greentree road to the City's sewer system.

Also

No. 3113. Petition of property owners concerning the improvement of Chianti street, and asking for a hearing relative to same.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3114. Petition for relief from undue tagging of parked cars on East Meyers avenue, 29th Ward.

Also

No. 3115. Petition from members of the faculty of the Holmes Elementary School, Dawson street, urging the construction of an over-pass or under-pass for pedestrians on Parkview avenue, near the proposed new Wilmot Street bridge.

Which were read and referred to the Committee on Public Safety.

UNFINISHED BUSINESS

Mr. McArdle called up

Bill No. 2469. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of S. C. Hamilton for \$1,323.68; Reliable Printing Co., for \$48.10; City Blue Print Co., for \$1.96; Tydings Company for \$3.60; Monarch Oil Co., for \$1.00; B. K. Elliott Co., for \$3.19, in payment for services rendered and supplies furnished for the benefit of the City, without previous authority of law."

In Council, March 20, 1939, bill read, rule suspended, read a second and third times and failed to pass finally, lacking a two-thirds vote.

Which was read.

And the question recurring, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Garland
Evans	McArdle
Gallagher	Wolk

Noes:—Messrs.

Weir	O'Toole, (Pres't)
------	-------------------

Ayes 6. Noes 2.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

The Chair took up

Bill No. 2778. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N20—E30, by changing from a 'B' Residence, Thirty-five Foot and First Area District to an 'A' Residence, One Hundred Foot and Third Area District, all that certain property bounded by North Negley ave-

nue; Wellesley avenue; King avenue, and Hampton street."

In Council, June 12, 1939, bill read and laid over for one week.

And the bill was read a second time.

Mr. Gallagher moved

That the bill be laid over for one week.

Which motion prevailed.

REPORTS OF COMMITTEES

Mr. Demmler presented

No. 3116. Report of the Committee on Finance for June 13, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2969. An Ordinance entitled, "An Ordinance supplementing Section 9, Department of Law, of Ordinance No. 618, which became a law January 9, 1939, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof.'"

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3050. An Ordinance entitled, "An Ordinance amending Section 1 of Ordinance No. 248, approved May 19, 1939, entitled, 'An Ordinance appropriating and setting aside the aggregate amount of \$167,000.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, and water systems of the City, in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program, from the proceeds to be derived from the sale of General Public Improvement Notes.'"

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3062. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of \$65,000.00 from Bond Fund No. 136, Public Improvement Notes, for the construction of a nurses' home and physicians' building at the Leech Farm Tuberculosis Sanatorium."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3066. An Ordinance entitled, "An Ordinance authorizing and directing the issuance and sale of Funding Bonds of the City of Pittsburgh in the aggregate principal amount of One Million Dollars (\$1,000,000.00) for the purpose of funding the existing unfunded indebtedness of the City consisting of contractors' claims, claims for damages arising from the opening, widening and improving of streets, construction of sewers and other floating indebtedness, including claims of the former Borough of Overbrook, and levying taxes to provide funds for the redemption of said bonds at maturity and the payment of the interest and State tax thereon."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3049. An Ordinance entitled, "An Ordinance exonerating fifty per cent. (50%) of the cost of grading, paving and sewerage in the Marshall Manor Plan No. 1, located in the 27th Ward, City of Pittsburgh, assessed against the lots owned by Ben H. Harvey, and his successors in title."

In Finance Committee, June 13, 1939, bill read and amended in Section 1 by striking out and by inserting as shown in red, and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Garland
Evans	Weir
Gallagher	Wolk
Noes:—Messrs.	
McArdle	O'Toole, (Pres't)

Ayes 6. Noes 2.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2932. An Ordinance entitled, "An Ordinance creating and establishing two (2) temporary positions in the Department of Public Health, Division of Plumbing and House Drainage, required for extra work due to the housing, street, sewer and playground improvement program, for a period of seven (7) months, and fixing the rate of compensation thereof."

In Finance Committee, June 13, 1939, bill read and amended by adding at the end of Section 1 the words as shown in red and in the title by adding the words "and amending a portion of Section 26, Bureau of Inspection, Department of Public Health, of Ordinance No. 618, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 9, 1939," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation

Bill No. 2897. Resolution authorizing the issuing of a warrant in favor of Nicholas Machnik and Anastasia Machnik, his wife, and Cyrus A. Davis, Esq., their attorney, in the sum of \$1,600.00, in full settlement of their claim against the City of Pittsburgh for property damage sustained on August 9, 1932, during the construction of a viaduct across the tracks of the Pennsylvania Railroad Company, west of South Eighth street, and the viaduct approaches thereto, which constituted part of the Mt. Washington Roadway improvement, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.
Demmler McArdle
Evans Weir
Gallagher Wolk
Garland O'Toole, (Pres't)
Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3053. Resolution authorizing and directing the City Controller to transfer \$600.00 from Code Account:

No. 1535—Curb and Grade Pins—\$100.00
No. 1538—Drillings and Test Holes— 300.00
No. 1577—Materials, Bridge Repairs 100.00
No. 1583—Materials, Bridge Repainting ----- 100.00
to Code Account:

No. 1530—Miscellaneous Services, all in the Bureau of Engineering, Department of Public Works.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.
Demmler McArdle
Evans Weir
Gallagher Wolk
Garland O'Toole, (Pres't)
Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3022.

Pittsburgh, Pa., June 6, 1939.

President and Honorable Members
of Council,
City of Pittsburgh.
Gentlemen:

We transmit herewith a list of the Funding Debt of the City of Pittsburgh, including the obligations of the former Borough of Overbrook, which have been finally adjudicated, bearing interest at the rate of 6%.

We feel that this would be an advantageous time, due to the money market, to liquidate these obligations by issuing funding bonds, thereby saving the difference between the interest rate of 6% and the money market at present, which is about 2¼%. The total amount of this bond issue will be in the aggregate of \$1,000,000. The ordinance authorizing the sale of funding bonds will be presented at the next meeting of Council.

Very truly yours,
JAMES P. KERR,
City Controller.

ANALYSIS ASSESSMENT IMPROVEMENT LIABILITIES

MAY 31, 1939

Improvement	Date of Final Estimate	Contracts Payable	Damages Payable	Cash in S. & S. Funds	Provision Required
Bethoven St. -----	1/20/39		\$13,776.48		\$ 13,776.48
Brookline Blvd. -----	8/16/38		1,000.00		1,000.00

Butler St.	8/31/38		6,837.00	\$123.95	6,713.05
Cutler St.	4/18/39		250.00	145.60	104.40
Dengler St.	7/15/38	\$25,576.72			25,576.72
Edgevale Ave.	9/13/38	3,551.83			3,551.83
Essen St.	9/13/38	3,523.15			3,523.15
Flack St.	2/ 9/39		1,500.00		1,500.00
Mary St.	8/ 9/38	8,908.82			8,908.82
Merrimac St.	8/23/38		2,125.00	721.33	1,403.67
New Hampshire Drive	12/21/37		3,234.00		3,234.00
Parkwood Road	2/11/39		700.00		700.00
Rinne St.	12/ 6/38	24,049.21			24,049.21
Verona Blvd.	3/ 8/39		2,767.00		2,767.00

Totals\$65,609.73 \$32,189.48 \$990.88 \$ 96,808.33

Improvement O. & W. Miscellaneous	Date of R. B. of V. or Verdicts	Damages Payable	Cash in S. & S. Fund	Provision Required
Brookline Blvd.	6/16/38	\$ 2,600.00		\$ 2,600.00
Chartiers Ave.	8/16/38	7,465.00		7,465.00
Frankstown Ave.	6/29/38	23,006.86		23,006.86
Frankstown Ave.	7/12/38	28,200.67		28,200.67
Greenway Drive	5/16/38	4,989.59		4,989.59
Horace St.	6/ 8/37	47,061.30		47,061.30
McDowell St.	2/21/39	125.00		125.00
Merrimac St.	8/23/38	275.00		275.00
Stayton St.	4/18/39	4,915.00		4,915.00
Unnamed St.	2/21/39	300.00		300.00
Wyoming St.	6/15/38	2,000.00		2,000.00
Totals		\$120,938.42		\$120,938.42

Sewers	Date of Final Estimate	Contracts Payable	Damages Payable	Cash in S. & S. Funds	Provision Required
Banksville Road	6/21/38	\$ 2,092.83			\$ 2,092.83
Banksville Road	5/20/39	2,025.05			2,025.05
Halfway Way	10/12/38	891.60			891.60
Kingwood St.	10/ 7/38	1,445.93			1,445.93
Lakewood Ave.	12/22/38	1,688.54			1,688.54
Leaside Drive	12/10/38	9,649.32			9,649.32
National St. & Peggy Way	7/19/38	11,250.76			11,250.76
Playport Way & Playport St.	2/ 2/39	3,549.81			3,549.81
P. P. of Charles A. Finley	2/ 3/39		\$ 1,050.00		1,050.00
Toberg St. & Wachop Way	12/20/38	2,327.04			2,327.04
Walton Ave.	11/ 3/38	1,270.92			1,270.92
Wickliff St.	5/17/39	389.60			389.60
William St.	11/ 5/38	1,495.90			1,495.90
Totals		\$38,077.60	\$ 1,050.00		\$ 39,127.60

PROVISION REQUIRED

G. P. & C. Contracts	\$ 96,808.33
Sewer Contracts	39,127.60
Damages O. W. & Miscellaneous	120,938.42
Judgments (Personal Injuries)	233,617.16
Former Borough of Overbrook (Contracts)	477,521.16
Interest	31,987.33

Total Funding Bonds to be Sold.....\$1,000,000.00

In Finance Committee, from June 7, 1939, ordered returned to Council to become part of the record.

Which was read, received and filed, and ordered printed in full in the record.

Mr. Evans presented

No. 3117. Report of the Committee on Public Works for June 13, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2990. An Ordinance entitled, "An Ordinance repealing Ordinance No. 369, approved April 3, 1890, entitled, 'An Ordinance authorizing the opening of Reynolds street, from Brad-dock street to Dunfermline street,' recorded in Ordinance Book Vol. 7, page 380."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Wolk presented

No. 3118. Report of the Committee on Public Service and Surveys for June 13, 1939, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3063. An Ordinance entitled, "An Ordinance fixing and re-fixing the width and position of the roadway and sidewalks on Welsh way, from a point 137.33 feet west of the southerly line of Brosville street to the southerly terminus thereof, at a point 831.86 feet southwest of the southerly line of Brosville street; providing for slopes, parking, retaining walls and steps, and establishing and re-establishing the grade thereof."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3065. An Ordinance entitled, "An Ordinance vacating Broadway, from The Boulevard to Alcorn way."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Evans

Gallagher

Garland

McArdle

Weir

Wolk

O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Evans presented

No. 3119. RESOLVED, That the present plans for a Municipal Hospital be rejected and the Director of the Department of Public Health be and he is hereby authorized and directed to cause new plans to be designed predicated upon the requirements of the City of

Pittsburgh for a Municipal Hospital for the treatment of contagious diseases and permitting of economy in operation, said plans to be in conformity with the building regulations governing the City of Pittsburgh; and, Be it further

RESOLVED, That the Director of the Department of Public Health be and he is hereby authorized and directed to make application in behalf of the City of Pittsburgh to the Federal Emergency Administration of Public Works for an extension of time sufficient to enable the preparation of proper plans.

Which was read.

Mr. Evans moved

The adoption of the resolution.

Which motion prevailed.

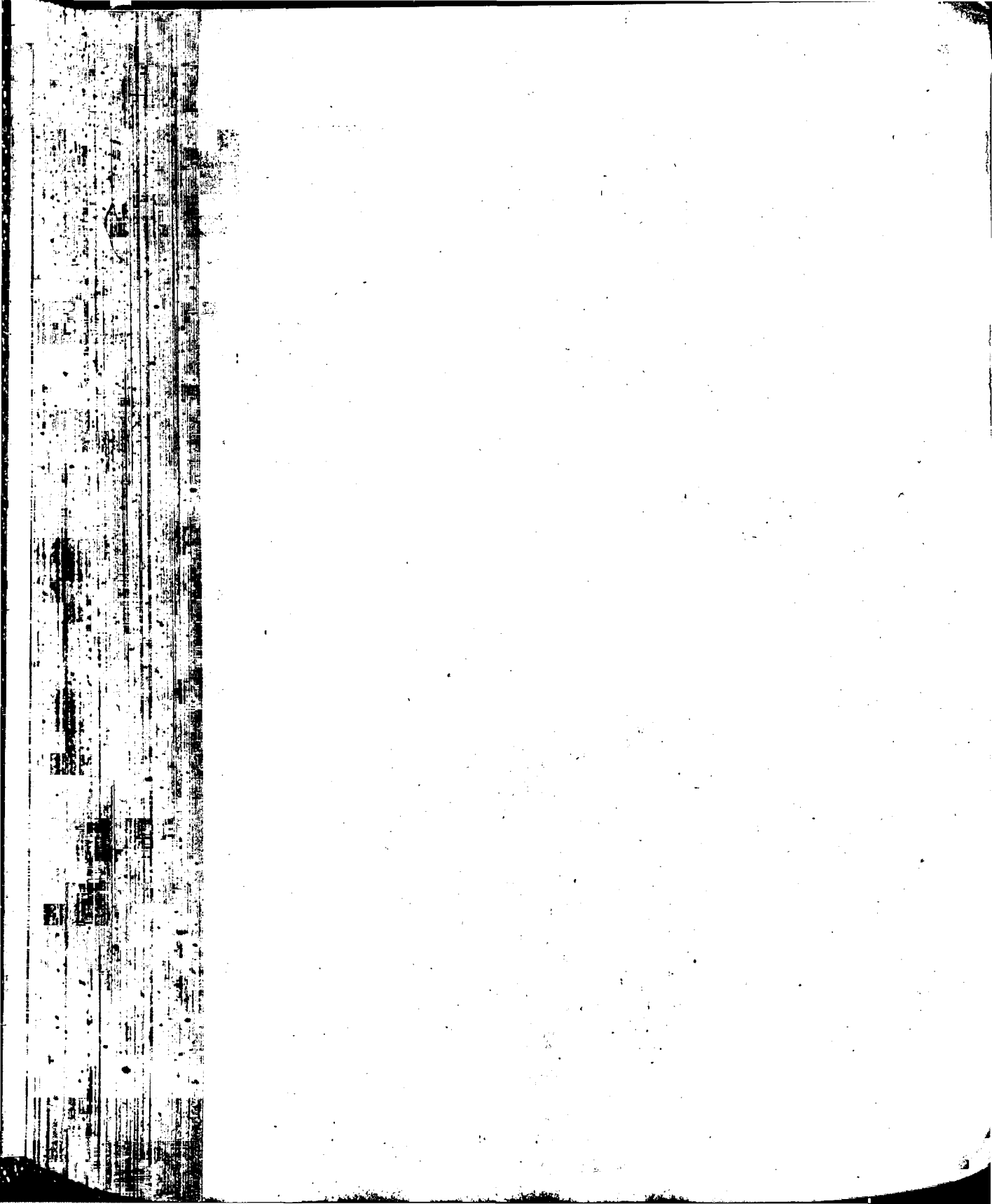
Mr. Weir moved

That the Minutes of Council of Monday, June 12, 1939, be approved.

Which motion prevailed.

And upon motion of Mr. McArdle

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Monday, June 26, 1939

No. 28

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON--Ass't City Clerk

Pittsburgh, Pa.
Monday, June 26, 1939.

Council met.

Present:—Messrs.

Evans

Weir

Gallagher

Wolk

Garland

O'Toole, (Pres't)

McArdle

Absent:—Mr. Demmler

Mr. McArdle said

"Out of respect to the memory of our late colleague, Charles Anderson, I move that Council recess until Tuesday, June 27, 1939, at 1:00 o'clock P. M. (Eastern Standard time)."

Which motion prevailed.

And Council recessed.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Tuesday, June 27, 1939

No. 28

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.President

EDW. W. LINDSAY.....City Clerk

JAMES W. PATTERSON Ass't City Clerk

Pittsburgh, Pa.

Tuesday, June 27, 1939.

And the hour of 1:00 o'clock P. M. (Eastern Standard time) having arrived, and the time of the recess having expired, Council reconvened, and there were present:

Messrs.

Evans

Gallagher

Garland

McArdle

Absent:—Mr. Demmler.

Weir

Wolk

O'Toole, (Pres't)

PRESENTATIONS

Mr. Evans (for Mr. Demmler) presented

No. 3120. Resolution authorizing and directing the City Solicitor to enter into a stipulation with the Solicitor of the Borough of Crafton to discontinue the suit filed at No. 628 April Term, 1939, by the City of Pittsburgh to recover balance due it for assisting in the extinguishing of a mine fire under certain property known as the "McShane Property," upon payment to the City of the sum of \$7,500.00 by the Borough of Crafton.

Which was read and referred to the Committee on Finance.

Mr. Evans presented

No. 3121. An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public sewerage, drainage, park and recreation systems of the City of Pittsburgh in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor.

Also

No. 3122. An Ordinance amending portions of Section 1 of Ordinance No. 574, approved December 16, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$187,500.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of the Government of the United States have been received, from the proceeds to be derived from the sale of \$2,000,000.00 short-term promissory notes," as amended and supplementnd.

Also

No. 3123. An Ordinance amending portions of Section 1 of Ordinance No. 597, approved December 22, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$972,791.00, including engineering and other necessary expenses for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$2,000,-

000.00 short-term promissory notes," as amended and supplemented.

Also

No. 3124. An Ordinance amending a portion of Section 1 of Ordinance No. 538, approved November 23, 1938, entitled, "An Ordinance amending Section 1 and the title of Ordinance No. 403, approved September 10, 1938, entitled, 'An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes,'" as amended and supplemented.

Also

No. 3125. An Ordinance amending portions of Section 1 and the title of Ordinance No. 403, approved September 10, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes," as amended and supplemented by Ordinance No. 456, approved October 8, 1938, and by Ordinance No. 493, approved October 29, 1938.

Also

No. 3126. An Ordinance amending a portion of Section 1 of Ordinance No. 388, approved August 22, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof

from funds otherwise appropriated therefor," as amended by Ordinance No. 457, approved October 8, 1938, and Ordinance No. 540, approved November 30, 1938.

Also

No. 3127. An Ordinance amending portions of Section 1 of Ordinance No. 207, approved April 28, 1939, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor."

Also

No. 3128. An Ordinance amending a portion of Section 1 of Ordinance No. 205, approved April 28, 1939, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$596,000.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program, from the proceeds to be derived from the sale of General Public Improvement Notes," as amended and supplemented.

Also

No. 3129. An Ordinance authorizing the issuance of a warrant in favor of Underwood Elliott Fisher Company for \$215.61, in payment for equipment furnished for the benefit of the City without previous authority of law.

Also

No. 3130. An Ordinance authorizing the issuance of a warrant in favor of Walter S. Rae for \$464.62, in payment for extra work done on contract in connection with a P. W. A. project for the benefit of the City, without previous authority of law.

Which were severally read and referred to the Committee on Finance.

Also

No. 3131. An Ordinance providing for a contract or contracts for

furnishing daily lunches to children in the Day Camps during the 1939 summer period of activities for children supervised by the Bureau of Recreation, Department of Public Works, and for the payment of the costs thereof.

Also

No. 3132. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—0, by changing from a Commercial and Fourth Area District to an "A" Residence and Second Area District, all that certain property at the northwest corner of Brighton road and Ridge avenue, having a frontage of 50 feet on Brighton road and 198 feet on Ridge avenue.

Also

No. 3133. An Ordinance accepting the dedication of certain property in the Nineteenth ward of the City of Pittsburgh, for public use for highway purposes, for the widening of Los Angeles avenue, at its intersection with Shiras avenue.

Also

No. 3134. An Ordinance accepting the dedication of certain property in the Seventeenth Ward of the City of Pittsburgh, for public use for highway purposes, for the widening of South Tenth street.

Also

No. 3135. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into an agreement with L. J. Polite for the purpose of permitting the City of Pittsburgh to dump and to dispose of street sweepings and other refuse delivered by vehicles of the Department of Public Works to a dump owned by L. J. Polite in Reserve Township, and permitting the City of Pittsburgh to store materials and equipment thereon.

Also

No. 3136. Petition for the improvement of Clearfield street, from Cloud way to Ashtola way.

Which were severally read and referred to the Committee on Public Works.

Mr. Gallagher presented

No. 3137. An Ordinance setting aside the aggregate amount of \$548,-972.61 from Emergency Appropriation No. 1290 for the payment of the cost

of operating and maintaining the General Office and the Mayview City Home and Hospitals, Department of Public Welfare, during the balance of the year 1939.

Which was read and referred to the Committee on Finance.

Also

No. 3138. Petition for the replacement of steps from Saratoga street across Gilroy street to Strickler street at the footbridge, and for a hard surface walk on Saratoga street.

Also

No. 3139. Petition for the resurfacing of the 300 and 400 blocks of Bausman street, 30th Ward.

Which were read and referred to the Committee on Public Works.

Mr. Garland presented

No. 3140. Communication from James W. Mars asking that the improvement started on Monongahela street be extended so as to include that portion between Minden and Tullymet streets.

Which was read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 3141. Resolution accepting offer of the Board of Trustees of the University of Pittsburgh to convey, by deed of gift, certain property at Terrace and Darragh streets, Fourth ward, to be used as a site for the Municipal Hospital.

Also

No. 3142. An Ordinance amending a portion of Section 26, Department of Public Health, Bureau of Inspection, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Also

No. 3143. Resolution accepting the work as fully completed for Unit No. 6, General Contract No. 1, Leech Farm Tuberculosis Hospital, Docket No. Pa. 2154-F, in accordance with approved plans, specifications and change orders as of June 12, 1939, to meet requirement of the Public Works Administration.

Also

No. 3144. Communication from W. W. McFarland, M.D., Chairman, Anti-

Syphilis Committee, Allegheny County Medical Society, relative to the need for an appropriation for the Syphilis Control Program.

Which were severally read and referred to the Committee on Finance.

Mr. Weir presented

No. 3145. Remonstrance against consolidation of Carnegie Free Library of Allegheny with the Carnegie Library of Pittsburgh.

Also

No. 3146. Communications from Dr. Henry Schoolberg, Gibsonia, Pa., Phillip Morrow, Canonsburg, Pa., John Dixon, Jr., Sewickley, Pa., et al, offering to take the elephant which, according to a newspaper item, the Highland Park Zoo wishes to dispose of.

Which were read and referred to the Committee on Parks and Libraries.

Mr. Wolk presented

No. 3147. An Ordinance granting unto the Allis-Chalmers Manufacturing Company of Pittsburgh, Penna., its successors and assigns, the right to construct, maintain and use an 8" gas line under and across Preble avenue, connecting its River plant with its Juniata plant; also a 4" gas line and a four duct conduit line along Preble avenue, connecting its Manchester plant with its Bayard plant, for the purpose of conveying gas and electric power to the several buildings of the Allis-Chalmers Manufacturing Company plant.

Which was read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 3148. An Ordinance authorizing and directing the City Solicitor and the City Treasurer and Collector of Delinquent Taxes to accept payment for certain claims of the City of Pittsburgh, imposed or assessed for improvements, in accordance with the provisions of Act No. 208, approved by the Governor June 15, 1939, entitled, "An Act authorizing cities, boroughs, incorporated towns and townships to abate certain interest charges and penalties added to municipal claims imposed or assessed for certain improvements, prohibiting the sale of real property for the non-payment of such claims for a certain period, preserving the liens of such

claims and providing for the extension thereof."

Also

No. 3149. An Ordinance authorizing and directing the City Treasurer and Collector of Delinquent Taxes to receive City taxes in accordance with Act No. 233, approved by the Governor June 19, 1939, entitled, "An Act abating certain tax penalties, interest and costs on county, city, borough, town, township, school district, poor district and institution district taxes, prohibiting the sale of real property for the non-payment of any such taxes for a certain period and preserving certain tax liens and providing for the extension thereof."

Also

No. 3150. Resolution authorizing the Bureau of Building Inspection to cancel electrical registration certificate No. 646, under which no work has been done since its issuance, May 3, 1939, and authorizing the issuing of a warrant in favor of the Pittsburgh Hotels Incorporated in the sum of \$50.00, refunding fee as aforesaid, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3151. Communication from the Mayor urging favorable consideration of Bill No. 3061, An Ordinance appropriating \$25,000.00 for the Syphilis Control Program.

Also

No. 3152. Communication from the Board of Water Assessors, G. M. Boileau, Chairman, requesting three additional clerks at \$137.50 per month.

Also

No. 3153. Communication from the City Treasurer transmitting statement of collection of delinquent taxes for the periods June 1 to June 15, 1939, and January 1 to June 15, 1939; also statement of accounts of the City Solicitor.

Which were severally read and referred to the Committee on Finance.

Also

No. 3154. Communication from H. Lee Reynolds opposing Bill No. 2778, An Ordinance amending the Zoning Ordinance by changing to "A" Residence Use, property bounded by North Negley, Wellesley and King avenues and Hampton street.

Also

No. 3155. Communication from Thomas G. Hobson requesting the oiling of the 1500 block of Greenleaf street.

Also

No. 3156. Communication from the Beechview Board of Trade requesting information as to when the improvement of Broadway will be started.

Also

No. 3157. Petition for the oiling of Lessing street.

Which were severally read and referred to the Committee on Public Works.

Mr. Garland, at this time, presented

No. 3158. Communication from E. E. McMonigle, relative to changing the name of Cake way.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 3159. Communication from Robert Geyer asking that the Becks Run Ball Field be made larger.

Which was read and referred to the Committee on Public Works.

UNFINISHED BUSINESS

Bill No. 2778. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N20-E30, by changing from a 'B' Residence, Thirty-five Foot and First Area District to an 'A' Residence, One Hundred Foot and Third Area District, all that certain property bounded by North Negley avenue; Wellesley avenue; King avenue, and Hampton street."

In Council, June 17, 1939, bill read a second time and laid over for one week.

Which was read.

Mr. Weir moved

That the bill lay on the table.

Which motion prevailed.

REPORTS OF COMMITTEES

Mr. Evans (for Mr. Demmler) presented

No. 3160. Report of the Committee on Finance for June 20, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2249. An Ordinance entitled, "An Ordinance authorizing payment of wages due laborers for services weighing and inspecting garbage and rubbish during the period of January 1st to 8th, 1939, inclusive, from the Salary account."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Gallagher

Garland

McArdle

Weir

Wolk

O'Toole, (Pres't)

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2913. An Ordinance entitled, "An Ordinance supplementing Section 35, Department of Public Safety, and amending a portion of Section 38, Department of Public Safety, Bureau of Police, of Ordinance No. 618, which became a law on January 9th, 1939, entitled, 'An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof.'"

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Gallagher

Garland

McArdle

Weir

Wolk

O'Toole, (Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2973. An Ordinance entitled, "An Ordinance appropriating the sum of Fifty-one Thousand (\$51,000.00) Dollars from Bond Fund 140, for the payment of the City's share of the cost of Unemployment Relief Projects, to be carried out by the Department of Public Works in conjunction with the Federal Works Progress Administration, its successor or successors."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Gallagher

Garland

McArdle

Weir

Wolk

O'Toole, (Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3058. An Ordinance

entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Welfare to renew lease with the Junior Order of United American Mechanics of the U. S. of N. A., for building situated at 3400 Forbes street, and to carry out and complete an Unemployment Relief Project, and providing for the payment thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Gallagher

Garland

McArdle

Weir

Wolk

O'Toole, (Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3067. An Ordinance amending a portion of Section 31, Department of Lands and Buildings, Bureau of Operating Maintenance, of an Ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 9, 1939, as amended by Ordinance No. 234, approved May 10, 1939."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3079. An Ordinance entitled, "An Ordinance authorizing the proper officers of the City of Pittsburgh to advertise for proposals and to award a contract or contracts for furnishing one Water Billing Machine and fifteen (15) Adding Machines for the Department of City Controller, and providing for the payment thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3085. An Ordinance entitled, "An Ordinance accepting the

amended offer of the United States of America to aid by way of grant in financing the construction of retaining walls, identified as 'Docket No. Pa. 1599-F' and agreeing to the terms thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3086. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to construct and reconstruct public sewers in the City of Pittsburgh, in conjunction with the Federal Works Progress Administration, its successor or successors, and providing for the performance of such work as may not be assumed by the Works Progress Administration, its successor or successors, and for the payment of the cost thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3092. An Ordinance entitled, "An Ordinance appropriating the sum of Nine Thousand Four Hundred (\$9,400.00) Dollars from Bond Fund No. 139, for the payment of the City's share of the cost, including salaries, to carry out and complete certain survey and planning work as conducted by the Department of City Planning in conjunction with the Federal Works Progress Administration."

In Finance Committee, June 20, 1939, bill read and amended in Section 1 and in the title by striking out the amount "Nine Thousand Four Hundred (\$9,400.00) Dollars" and by inserting in lieu thereof the amount "Ten Thousand (\$10,000.00) Dollars," and by striking out the words "No. 139" and by inserting in lieu thereof the words "No. 131-1," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 3015. Resolution authorizing the issuing of a warrant in favor of United Iron Metal Company, amounting to \$333.75, to reimburse said Company for the loss it sustained due to the alleged mistake on the part of the City Sales Agent, the Superintendent of the Bureau of Electricity, and the Supervisor of Construction of said Bureau, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3081. Resolution authorizing the issuing of a warrant in favor

of John W. Gormley, Jeanne Gormley and Universal Insurance Company, c/o Geo. D. Gee, 1105 Standard Life Building, Pittsburgh, in the sum of \$206.82, in full settlement of their claims for personal injuries and automobile damage sustained March 10, 1939, at Brookline boulevard and Merrick street, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the record and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3087. Resolution authorizing and directing the City Controller to transfer and set aside the sum of \$500.00 from Code Account No. 42, Contingent Fund, to help defray expenses of Independence Day Celebration, July 4, 1939, on the North Side, by the Bureau of Recreation, and authorizing the issuing of warrants in payment of said expenses upon vouchers to be submitted to the Finance Committee of Council for approval.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2898. Resolution authorizing and directing the Law Department to petition the Court for the sale of real estate to Oreste DiBernardo and Judith DiBernardo, his wife, for the sum of \$800.00, which was acquired by the City at Sheriff's sale for City taxes by Sheriff's deed dated August 12, 1914, being property formerly of W. A. Roberts, Receiver of the German National Loan Association, located on Vivian way, between Boggston and Taft avenues, 18th Ward, Pittsburgh, and upon approval by the Court, authorizing and directing the Mayor to execute and deliver a deed for the aforesaid real estate.

In Finance Committee, June 20, 1939, read and amended by striking out the amount "\$800.00" and by inserting in lieu thereof the amount "\$950.00," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2879. Resolution authorizing and directing the City Controller to transfer from Code Account No. -----, to Code Account:

No. 1800—Supplies, Bureau of Parks -----	\$10,000.00
No. 1884—Wages, Shade Tree Division -----	5,010.00
No. 1890—Wages, Painting & Improvements -----	7,680.00
Total -----	\$22,690.00

In Finance Committee, June 20, 1939, read and amended by striking out and by inserting to make the resolution read as follows:

"RESOLVED, That the City Controller be and he is hereby authorized and directed to transfer the sums in the respective amounts and code accounts as listed:

From Code Account:

No. 1839—Wages, Temporary Employees -----	\$4,000.00
No. 1823—Wages, Temporary Employees -----	1,200.00

To Code Account:

No. 1800—Supplies, Bureau of Parks -----	4,000.00
No. 1890—Wages, Painting & Improvements -----	1,200.00"

and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the

ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2918. Resolution authorizing and directing the City Controller to transfer the sum of \$10,000.00 from Code Account No. ----- to Code Account No. 1652, Wages, Vacations, Bureau of Highways and Sewers, D. P. W.

In Finance Committee, June 20, 1939, read and amended by striking out the amount "\$10,000.00" and by inserting in lieu thereof the amount "\$5,000.00" and by inserting after the words "from Code Account No." the words "1642, and \$5,000.00 from Code Account No. 1629," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Evans presented

No. 3161. Report of the Committee on Public Works for June 20, 1939, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3103. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to enter into an Agreement with Mt. Washington Street Railway Company and W. D. George, Thomas M. Benner and Thomas Fitzgerald, Trustees for Pittsburgh Railways Company, for the purpose of obtaining the right to grade, pave and improve the land within the right-of-way of Mt. Washington Street Railway Company within the limits of Broadway, between Neeld avenue and Fallowfield avenue, Nineteenth Ward, and providing for the reconstruction and maintenance of tracks and facilities of the Railway Company, the construction of loading platforms, the expense of such improvement, the continuance of franchise rights and the protection of the Railway Company during construction."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3104. An Ordinance entitled, "An Ordinance accepting a deed of right-of-way or easement from The Pittsburgh Junction Railroad Company and The Baltimore and Ohio Railroad Company to the City of Pittsburgh over certain real estate of the grantors from a point near the end of the Thirty-third Street Relief Sewer, as constructed in 1930, to the Northeastly right-of-way line of the grantors on the southerly side of the Pennsylvania Railroad, and providing for certain obligations of the City of Pittsburgh by reason of the construction of the Thirty-third Street Relief Sewer."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with a negative recommendation,

Bill No. 3060. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E30, by changing from a 'B' Residence District to a Commercial District, all that certain property bounded by North Highland avenue, the northerly line of

property, now or late of the Board of Public Education, Supreme way and Stanton avenue."

Which was read.

Mr. Evans moved

That further action on the bill be indefinitely postponed.

Which motion prevailed.

Mr. Wolk presented

No. 3162. Report of the Committee on Public Service and Surveys for June 20, 1939, transmitting several ordinances and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3096. An Ordinance entitled, "An Ordinance establishing the opening grades on Crestline street, Crestline place and Swissvale avenue, as laid out and proposed to be dedicated as legally opened highways by Model Home Builders and F. E. Wright, in their plan of lots called Crestline Place Plan of Lots, in the Thirteenth Ward of the City of Pittsburgh."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3097. An Ordinance entitled, "An Ordinance re-establishing the grade of Wood street, from Water street to First avenue."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3098. An Ordinance entitled, "An Ordinance fixing and re-fixing the width and position of the sidewalks and roadways of Water street, from a point 105.76 feet west of West street to Grant street, and establishing and re-establishing the grade thereof."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3105. Resolution joining with any complaint filed by the Stanton Heights Community Association, having as its purpose the extension of the Stanton Heights bus service to Highland avenue, or to the East Liberty business district, and authorizing and empowering the City Solicitor to cause the City to be made a party to such record before the Pennsylvania Public Utility Commission.

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Weir presented

No. 3163. Report of the Committee on Parks and Libraries for June 20, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with a negative recommendation.

Bill No. 3057. An Ordinance entitled, "An Ordinance changing the name of Ober Park, bounded by Federal, Ohio, East Diamond and West Diamond streets, to 'John A. Brashear Memorial Park.'"

Which was read.

Mr. Weir moved

That further action on the bill be indefinitely postponed.

Which motion prevailed.

MOTIONS AND RESOLUTIONS

The Chair announced

The appointment of Messrs. McArdle, Garland and Gallagher (the oldest members in tenure of office (as a committee to prepare and present a resolution in commemoration of Charles Anderson: to arrange and schedule a memorial meeting, and to recommend at such meeting appropriate municipal action.

Mr. McArdle arose and said:

Mr. President: We have had presented to Council this afternoon bills from the City Treasurer regarding the collection of taxes under the Abatement Act.

I am informed that the W. P. A. Delinquent Tax Survey Project now going on will likely close if action is not taken soon; in which event it will leave our forces inadequately prepared to serve the people when these Abatement Acts become effective.

I was going to suggest that the City Treasurer and the City Controller notify Council whether under the existing arrangements their offices are or will be prepared to adequately take care of the public when these new bills become effective. My thought is that these offices will need more personnel in the event there is no restoration of the project, or a continuance of it, which has been able to furnish through this survey a great deal of information to those concerned about the Tax Abatement Bills.

The Chair said:

If there are no objections, the Clerk will be instructed to secure this information as soon as possible from both the City Controller and the City Treasurer.

Mr. Evans arose and said:

Mr. President: For the information of Mr. McArdle, I wish to state that sufficient City and Federal funds are available to continue the Delinquent Tax Survey Project.

Mr. McArdle said:

Mr. President: In that event, the City will be prepared to carry out the provisions of the Abatement Acts under existing conditions. However, no harm will result if we do ask and secure the information from both departments at the Finance Committee meeting today.

Mr. Weir moved

That the Minutes of Council of Monday, June 19, 1939, be approved.

Which motion prevailed.

And upon motion of Mr. Garland
Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Friday, June 30, 1939

No. 29

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON--Ass't City Clerk

Council met pursuant to the following call:

Pittsburgh, Pa.
June 28, 1939.

Mr. E. W. Lindsay,
Clerk of Council.

Dear Sir:

Please call a special meeting of Council for Friday, June 30, 1939, at 1:00 o'clock, P. M. (E.S.T.) for the consideration of reports of Committees, and such other business as may come before the meeting.

Very truly yours,
JAMES L. O'TOOLE, JR.,
President.

Which was read, received and filed.

Present Messrs:

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Mr. Demmler moved

In order that the various Committee reports may be considered at this time, that Rule 8 be suspended, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council at least forty-eight hours previous to the final consideration of such papers by Council.

Which motion prevailed.

REPORTS OF COMMITTEES

Mr. Demmler presented

No. 3164. Report of the Committee on Finance for June 27, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2727. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of Charles H. Hahn for \$225.64; John S. Holden Company for \$213.60, and the Clark Lumber Company for \$202.32, for services rendered and material furnished for the benefit of the City without previous authority of law."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	

Noes:—Mr. O'Toole, (Pres't).

Ayes 7. Noes 1.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3127. An Ordinance entitled, "An Ordinance amending portions of Section 1 of Ordinance No. 207, approved April 28, 1939, entitled, 'An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor.'"

In Finance Committee, June 27, 1939, bill read and ordered returned to Council with an affirmative recommendation, subject to report from the Budget Controller.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Demmler also presented

No. 3165.

June 30, 1939.

President and Members,
City Council.
Pittsburgh, Pa.

In Re: Bill No. 3127.

Gentlemen:

At a meeting of the Finance Committee held June 26, 1939, Bill No. 3127 was affirmed subject to a detailed report from the Budget Controller, "As to the reason for the increase of funds for the Highland Park Zoo."

This Ordinance, Bill No. 3127, now before Council authorizes additional contracts for remodeling the Highland Park Zoo at a cost of \$46,300.00 by increasing the sum of \$60,000.00 already authorized by Ordinance No. 207 to \$106,300.00.

The total estimated amount of funds necessary for Docket No. 1849 (remodeling Highland Park Zoo) is \$253,885.00 in accordance with the Federal Grant offer, of which amount the sum of \$157,259.00 has already been appropriated.

This ordinance complies and is in accordance with the Federal Grant offer

and would recommend its final passage.

Respectfully yours,

RICHARD NEFF,
Budget Controller.

Which was read, received and filed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

McArdle

Evans

Weir

Gallagher

Wolk

Garland

O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 816. An Ordinance entitled, "An Ordinance authorizing and directing settlement of claim of the C. G. Hussey & Company for a portion of the cost of repairing damage occurring to a structure of their plant under which a public relief sewer was constructed by the City, and appropriating the sum of Six Hundred Twenty-five (\$625.00) Dollars therefor from Bond Fund 129, General Municipal Improvement Bond, 1936."

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3093. An Ordinance entitled, "An Ordinance amending a portion of Section 51, Department of Public Works, Bridge and Fence Repairs and Painting, of Ordinance No. 618, which became a law January 9, 1939, entitled, 'An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof.'"

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3094. An Ordinance entitled, "An Ordinance amending Section 56, Bureau of Highways and Sewers, Division Offices, of Ordinance No. 618, entitled, 'An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh and the rate of compensation thereof,' which became a law January 9, 1939."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3121. An Ordinance entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public sewerage, drainage, park and recreation systems of the City of Pittsburgh in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Bill No. 3122. An Ordinance entitled, "An Ordinance amending portions of Section 1 of Ordinance No. 574, approved December 16, 1938, entitled, 'An Ordinance appropriating and setting aside the aggregate amount of \$187,500.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of the Government of the United States have been received, from the proceeds to be derived from the sale of \$2,000,000.00 short-term promissory notes,' as amended and supplemented."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3123. An Ordinance entitled, "An Ordinance amending por-

tions of Section 1 of Ordinance No. 597, approved December 22, 1938, entitled, 'An Ordinance appropriating and setting aside the aggregate amount of \$972,791.00, including engineering and other necessary expenses for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$2,000,000.00 short-term promissory notes,' as amended and supplemented."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3124. An Ordinance entitled, "An Ordinance amending a portion of Section 1 of Ordinance No. 538, approved November 23, 1938, entitled, 'An Ordinance amending Section 1 and the title of Ordinance No. 403, approved September 10, 1938, entitled, 'An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which

offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes," as amended and supplemented."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3125. An Ordinance entitled, "An Ordinance amending portions of Section 1 and the title of Ordinance No. 403, approved September 10, 1938, entitled, 'An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes,' as amended and supplemented by Ordinance No. 456, approved October 8, 1938, and by Ordinance No. 493, approved October 29, 1938."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3126. An Ordinance entitled, "An Ordinance amending a portion of Section 1 of Ordinance No. 388, approved August 22, 1938, entitled, 'An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor,' as amended by Ordinance No. 457, approved October 8, 1938, and Ordinance No. 540, approved November 30, 1938."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No' 3128. An Ordinance entitled, "An Ordinance amending a portion of Section 1 of Ordinance No. 205, approved April 28, 1939, entitled, 'An Ordinance appropriating and setting aside the aggregate amount of \$596,000.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program, from the proceeds to be derived from the sale of General Public Improvement Notes,' as amended and supplemented."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3142. An Ordinance entitled, "An Ordinance amending a portion of Section 26, Department of Public Health, Bureau of Inspection, of an Ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 9, 1939."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3148. An Ordinance entitled, "An Ordinance authorizing and directing the City Solicitor and the City Treasurer and Collector of Delinquent Taxes to accept payment for certain claims of the City of Pittsburgh, imposed or assessed for improvements, in accordance with the provisions of Act No. 208, approved by the Governor June 15, 1939, entitled, 'An Act authorizing cities, boroughs, incorporated towns and townships to abate certain interest charges and penalties added to municipal claims imposed or assessed for certain improvements, prohibiting the sale of real property for the non-payment of such claims for a certain period, preserving the liens of such claims and providing for the extension thereof.'"

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3149. An Ordinance entitled, "An Ordinance authorizing and directing the City Treasurer and Collector of Delinquent Taxes to receive City taxes in accordance with Act No. 233, approved by the Governor June 19, 1939, entitled, 'An Act abating certain tax penalties, interest and costs on county, city, borough, town, township, school district, poor district and institution district taxes, prohibiting the sale of real property for the non-payment of any such taxes for a certain period and preserving certain tax liens and providing for the extension thereof.'"

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't).

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3130. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Walter S. Rae for \$464.62 in payment for extra work done on contract in connection with a P. W. A. project for the benefit of the City without previous authority of law."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3120. Resolution authorizing and directing the City Solicitor to enter into a stipulation with the Solicitor of the Borough of Crafton to discontinue the suit filed at No. 628 April Term, 1939, by the City of Pittsburgh to recover balance due it for as-

sisting in extinguishing of a mine fire on certain property known as the McShane property, upon payment to the City of the sum of \$7,500.00 by the Borough of Crafton.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3141. Resolution accepting the offer of the Board of Trustees of the University of Pittsburgh to convey by deed of gift certain property at Terrace and Darragh streets, Fourth Ward, to be used as a site for the Municipal Hospital.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2880. Resolution authorizing and directing the City Controller to transfer from Code Account No. to Code Account:

No. 1515—Materials, Division of

Garage and Repair Shop-----\$15,000.00

No. 1516—Repairs, Division of

Garage and Repair Shop-----\$ 2,500.00

In Finance Committee, June 27, 1939, read and amended by striking out and by inserting to make the resolution read as follows:

"RESOLVED, That the City Controller be and he is hereby authorized and directed to transfer the sum in the respective amounts and code accounts as listed:

From Code Account

No. 1620-1—Salaries, Temporary Employees, Cleaning Highways-----\$2,500.00

To Code Account

No. 1515—Materials, Division of Garage and Repair Shop-----\$2,500.00"

and as amended, ordered returned to Council with an affirmative recommendation.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Demmler also presented

No. 3166. Report of the Committee on Finance for June 28, 1939, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3107. An Ordinance entitled, "An Ordinance making an emergency appropriation of \$550,000.00, for the purpose of providing funds to maintain and operate Mayview City Home and Hospitals."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3137. An Ordinance entitled, "An Ordinance setting aside the aggregate amount of \$548,972.61 from Emergency Appropriation No. 1290 for the payment of the cost of operating and maintaining the General Office and the Mayview City Home and Hospitals, Department of Public Welfare, during the balance of the year 1939."

In Finance Committee, June 28, 1939, bill read and amended in Section 1 by striking out in item "1290-15, Equipment and Machinery" the amount "\$50,171.88," and by inserting in lieu thereof the amount "\$40,000.00," and in the preamble and the title by striking out the

amount "\$548,972.61" and by inserting in lieu thereof the amount "\$538,800.73," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Evans presented

No. 3167. Report of the Committee on Public Works for June 27, 1939, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3131. An Ordinance entitled, "An Ordinance providing for a contract or contracts for furnishing daily lunches to children in the Day Camps during the 1939 summer period of activities for children supervised by the Bureau of Recreation, Department of Public Works, and for the payment of the costs thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

McArdle

Evans

Weir

Gallagher

Wolk

Garland

O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3133. An Ordinance entitled, "An Ordinance accepting the dedication of certain property in the Nineteenth Ward of the City of Pittsburgh, for public use for highway purposes, for the widening of Los Angeles avenue, at its intersection with Shiras avenue."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

McArdle

Evans

Weir

Gallagher

Wolk

Garland

O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3134. An Ordinance entitled, "An Ordinance accepting the dedication of certain property in the Seventeenth Ward of the City of Pittsburgh, for public use for highway purposes, for the widening of South Tenth street."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

McArdle

Evans

Weir

Gallagher

Wolk

Garland

O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Evans also presented

No. 3168. Report of the Committee on Public Works for June 28, 1939, transmitting an Ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3024. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E30, by extending (a) the Commercial District by including all that certain property, now classified 'A' Residence District, bounded by the line of the present Commercial District north of Broad street; a line parallel with and distant 45 feet westwardly from North St. Clair street; Harvard street; a line

parallel with an distant 37.5 feet westwardly from North St. Clair street; Rural street, and a line parallel with and distant 55 feet eastwardly from North St. Clair street; (b) the Third Area District by including all that certain property, now classified Second Area District, bounded by the line of the present Third Area District north of Harvard street; a line parallel with and distant 37.5 feet westwardly from North St. Clair street; Rural street, and a line parallel with and distant 55 feet eastwardly from North St. Clair street."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the Act of Assembly of May 11, 1921, which provides, that where a protest is filed against a proposed zoning amendment, a three-fourths vote of all the members of Council in the affirmative shall be required for final passage.

Mr. Wolk presented

No. 3169. Report of the Committee on Public Service and Surveys for June 27, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3147. An Ordinance entitled, "An Ordinance granting unto

the Allis-Chalmers Manufacturing Company of Pittsburgh, Penna., its successors and assigns, the right to construct, maintain and use an 8" gas line under and across Preble avenue, connecting its River plant with its Juniata plant, also a 4" gas line and a four duct conduit line along Preble avenue, connecting its Manchester plant with its Bayard plant, for the purpose of conveying gas and electric power to the several buildings of the Allis-Chalmers Manufacturing Company plant."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

PRESENTATIONS

Mr. Demmler presented

No. 3170. Resolution authorizing and directing the City Solicitor to agree to the entry of judgment against the City of Pittsburgh in favor of Mary Hunter in the sum of \$500.00, in a suit pending in the Court of Common Pleas of Allegheny County at No. 60 October Term, 1937, on condition that Annie Minsinger, the additional defendant in the aforesaid suit, shall agree to the entry of judgment against her and in favor of the plaintiff, Mary Hunter, in the sum of \$3,000.00 in said proceedings, and on condition that the plaintiff, Mary Hunter, shall agree to the entry of

said judgment in the sum of \$500.00 and the acceptance of same as complete satisfaction of all claims against the City in the aforesaid proceedings, for personal injuries sustained by Mary Hunter on February 28, 1937, on the sidewalk at Nos. 202-04 Bailey avenue, Pittsburgh.

Also

No. 3171. Resolution authorizing and directing the City Controller to accept the sum of \$200.00, in full settlement of the collateral note of the Blum Furniture Company, endorsed by Nathan Wedner and Louis Blum, dated May 17, 1933, in the sum of \$1,929.29, with accrued interest from April 29, 1935, which was deposited with the Colonial Trust Company as security for the City's account with the Pennsylvania Trust Company, now in liquidation by the Secretary of Banking of the Commonwealth of Pennsylvania, and authorizing the City Controller, upon receipt of said \$200.00, to satisfy and discontinue the suit entered at No. 1936 April Term, 1939.

Also

No. 3172. Resolution authorizing the acceptance of the sum of \$312.89 from the Amsterdam Casualty Company, in full settlement of the City's subrogation claim in the amount of \$412.89, arising out of an accident on December 9, 1938, in which Clarence C. Cooper, motorcycle patrolman, was injured, and empowering and directing the Mayor to execute all releases and other documents necessary to effect this settlement.

Also

No. 3173. Resolution authorizing the issuing of a warrant in favor of George N. Kramer, Shady and Tilbury avenues, 14th Ward, Pittsburgh, in the sum of \$125.00, in full settlement of all damage, direct and consequential, arising through the widening of Shady avenue, at the first angle south of Phillips avenue, through the improvement authorized by Ordinance No. 413, approved October 25, 1937, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3174. Communication from Beatrice P. Baker asking adjustment of water rent on property at 353 Linoleum way, assessed in the name of C. W. Posey.

Which were severally read and referred to the Committee on Finance.

Mr. Evans presented

No. 3175. An Ordinance providing for a contract for the purchase and delivery of one automotive street sweeper for use by the Bureau of Highways and Sewers, Department of Public Works, and for payment thereof.

Also

No. 3176. Communication from Miss Anna Prenter, 307 So. Pacific avenue, requesting the oiling of Recoup way.

Also

No. 3177. Communication from G. F. Barclay, 206 Tipton street, requesting the construction of drain gutters on Vega way.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 3178. Communication from the Western Pennsylvania Goat Society, Joseph F. Enle, Secretary, advising of resolution adopted by that body opposing the passage of any milk code which would require the pasteurization of goat milk.

Which was read and referred to the Committee on Health and Sanitation.

The Chair presented

No. 3179. An Ordinance regulating automobile parking on the Monongahela Wharf and the Duquesne Wharf; fixing the fees therefor, and providing penalties for the violation thereof.

Also

No. 3180. Resolution authorizing the City Solicitor to accept the sum of \$800.00, plus payment of record costs, in full satisfaction of the municipal lien for paving entered by the Borough of St. Clair against John Makarrl, filed at No. 2187 October Term, 1914, and to satisfy the record as to same.

Also

No. 3181. An Ordinance appropriating and setting aside the sum of \$18,200.00 from Bond Fund No. 139, Bigelow Boulevard and Other Improvements, for the purpose of paying property damage settlements authorized by Resolution No. 69, approved June 15,

1939, in connection with the improvement of Bigelow boulevard, as widened and relocated.

Which were severally read and referred to the Committee on Finance.

Also

No. 3182. Petition for the oiling of Ringgold street, 28th Ward.

Also

No. 3183. Petition from residents of California and Superior avenues, for the construction of a retaining wall to prevent the washing of mud and debris from Colorado street.

Which were read and referred to the Committee on Public Works.

Also

No. 3184. Communication from W. R. C. Rowan, 140 Bigham street, call-

ing attention to a hazardous traffic situation at the junction of Saw Mill Run boulevard and Woodruff avenue.

Which was read and referred to the Committee on Public Safety.

Also

No. 3185. Communication from Jesse J. Schuman, 931 Sheridan avenue, expressing appreciation of prompt investigation and disposition of his complaint relative to parking meter operation on Federal street.

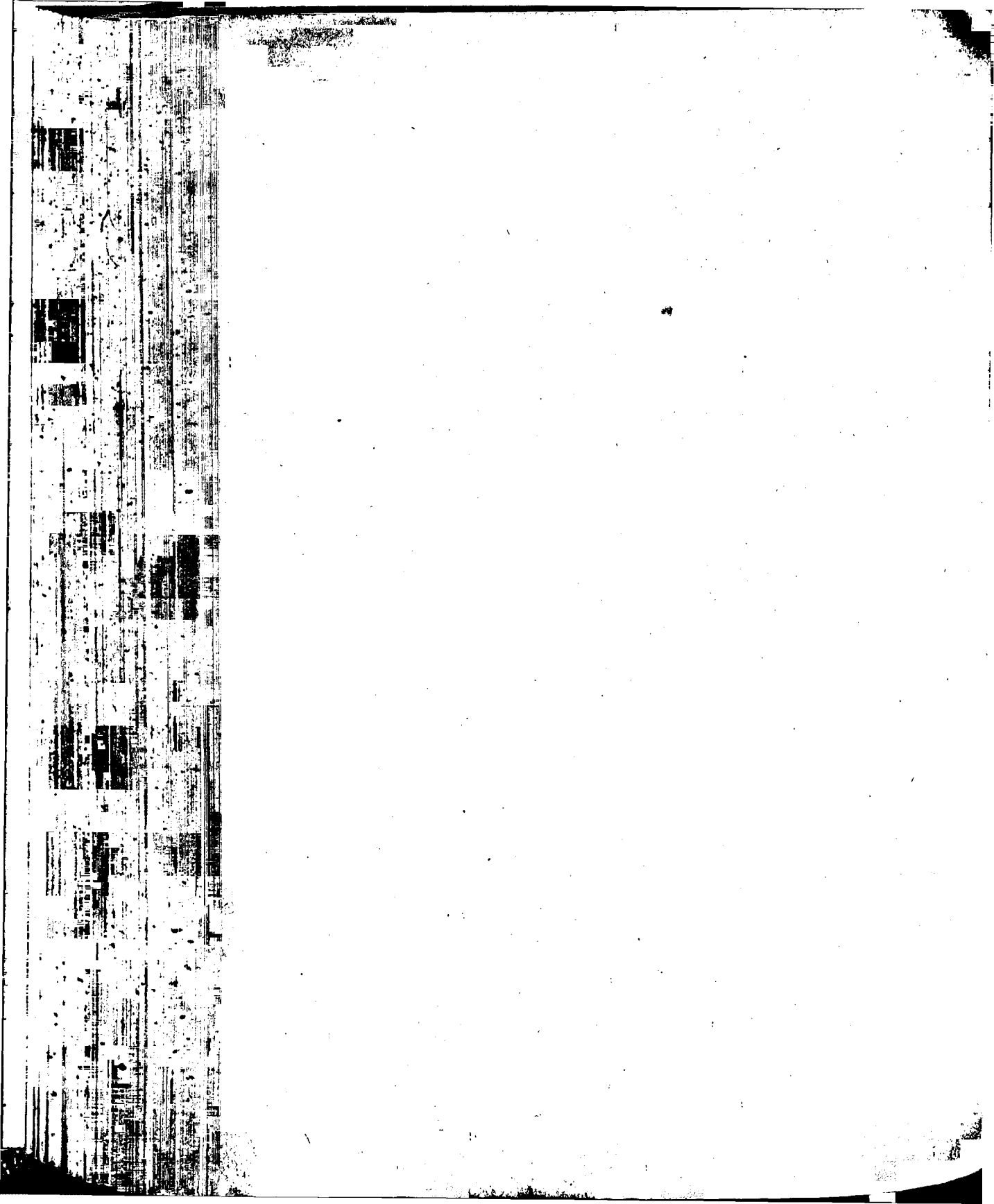
Which was read, received and filed.

Mr. Weir moved

That Council adjourn to meet at the call of the Chair.

Which motion prevailed.

And Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Tuesday, July 11, 1939

No. 30

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr. President

EDW. W. LINDSAY City Clerk

JAS. W. PATTERSON... Ass't City Clerk

Council met pursuant to the following call:—

Pittsburgh, Pa.
July 8, 1939.

Mr. E. W. Lindsay,
Clerk of Council

Dear Sir:

Please call a special meeting of Council for Tuesday, July 11, 1939, at 12:00 o'clock, M. (Eastern Standard time), for the consideration of such business as may come before the meeting.

Yours very truly,

James L. O'Toole, Jr.,

President of Council.

Which was read, received and filed.

Present:—Messrs.

Demmler

Garland

Evans

McArdle

Gallagher

O'Toole, (Pres't)

Absent:—Messrs.

Weir

Wolk

PRESENTATIONS

Mr. Evans presented

No. 3186. An Ordinance accepting the amended offer of the United States of America to aid by way of grant in financing the construction of

retaining walls, identified as "Docket No. Pa. 1599-F," and agreeing to the terms thereof.

Also

No. 3187. An Ordinance amending portions of Section 1 of Ordinance No. 190, approved May 29, 1937, entitled, "An Ordinance providing for a contract or contracts for making alterations and providing additional equipment at the Filtration Plant and Pumping Stations; for repairing Heth's Run Bridge, and for constructing a relief sewer on South 24th Street, and providing for payment of costs thereof from funds otherwise appropriated therefor from the proceeds derived from the sale of promissory notes, authorized by Ordinance No. 443, approved December 12, 1936."

Also

No. 3188. An Ordinance authorizing the City of Pittsburgh to convey, by proper deed of conveyance, a certain right of way to the Macedonia Baptist Church of Pittsburgh, a corporation, over property owned by the City, of Pittsburgh and situate in the Fifth ward of the City of Pittsburgh, said right of way to begin at Kirkpatrick street and to terminate at the easterly end of Tomahawk way.

Which were severally read and referred to the Committee on Finance.

Also

No. 3189. An Ordinance opening Ashdale street, from Zatek way to Zelda way, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 3190. Crestline Place Plan of Lots, in the Thirteenth Ward, laid out by F. E. Wright and Model Home Builders, and the dedication of Crest-

line street, Crestline place and Swissvale avenue as shown thereon, for public use for highway purposes.

Also

No. 3191. An Ordinance approving Crestline Place Plan of Lots, in the Thirteenth ward of the City of Pittsburgh, laid out by F. E. Wright and Model Home Builders; accepting the dedication of Crestline street, Crestline place and Swissvale avenue, as shown thereon, for public use for highway purposes; opening and naming the same, and establishing the grades thereon.

Also

No. 3192. Steinbach Plan of Lots in the Tenth ward, laid out by Lena Steinbach, and dedication of a strip of ground 18.0 feet wide, as shown thereon, for public use for highway purposes for the widening of Stanton Courts North, and the dedication of an 8-foot way, as shown thereon, for public use for pedestrian and utility purposes.

Also

No. 3193. An Ordinance approving the "Steinbach Plan of Lots" in the Tenth ward of the City of Pittsburgh, laid out by Lena Steinbach; accepting the dedication of a strip of ground 18.0 feet wide, as shown thereon, for public use for highway purposes, and opening the same for the widening of Stanton Courts North, and accepting the dedication of an 8-foot way, as shown thereon, for public use for pedestrian and utility purposes.

Also

No. 3194. An Ordinance amending Section 1 of Ordinance No. 181, approved June 18, 1932, entitled, "An Ordinance fixing the fee for persons using the Highland Park Swimming Pool and Bathhouse, and providing for the collection thereof."

Which were severally read and referred to the Committee on Public Works.

Mr. Garland presented

No. 3195. An Ordinance providing for a contract or contracts for the painting of the two Spring Hill Steel Water Storage Tanks at Erk way and Lappe lane, and Allentown Water Storage Tank No. 1 at Science street, and for the payment of the cost thereof.

Which was read and referred to the Committee on Filtration and Water.

Mr. Wolk presented

No. 3196. An Ordinance vacating a portion of Mohawk street, from Soho street to a point 63.0 feet, more or less, eastwardly therefrom.

Also

No. 3197. An Ordinance vacating portions of Fifth avenue, from North Bellefield avenue to North Dithridge street.

Also

No. 3198. An Ordinance granting unto Duquesne University the right to construct, maintain and use a conduit under and across Colbert street, in the First Ward, Pittsburgh, Penna.

Also

No. 3199. An Ordinance establishing the opening grades on Cryslers street and Herman drive, as laid out and proposed to be dedicated as legally opened highways, by the Hampton Hall Improvement Co., in the plan of lots called "Herman Heights" Plan of Lots No. 1, in the Nineteenth ward of the City of Pittsburgh.

Also

No. 3200. An Ordinance granting unto the Allis-Chalmers Manufacturing Company, its successors and assigns, the right to construct, maintain and use three standard gauge track sidings in the 21st Ward, Pittsburgh, Penna.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 3201. An Ordinance authorizing and directing the issue and sale of short-term promissory notes of the City of Pittsburgh, amounting to ----- Dollars, to provide funds to pay the City's share of the cost of General Public Improvements to be carried out by the Department of Public Works, and providing for the redemption of said promissory notes and the payment of interest thereon.

Which was read and referred to the Committee on Finance.

Also

No. 3202. An Ordinance authorizing the Mayor and the Director of the Department of Public Works, for

and in behalf of the City of Pittsburgh, to enter into an agreement with The Baltimore and Ohio Railroad Company and the Pittsburgh Junction Railroad Company, for the purpose of securing an aerial easement over the tracks and rights-of-way of said companies, for the construction of the Wilmot Street bridge, and for the respective privileges and obligations of the parties to said agreement during and after the construction of said bridge.

Which was read and referred to the Committee on Public Works.

Also

No. 3203. Resolution authorizing and directing the City Controller to transfer the sum of \$1,500.00 from Code Account No. ----- to Code Account No. 1018, Supplies, Office of the Mayor.

Also

No. 3204. Resolution authorizing and directing the City Controller to transfer the sum of \$3,000.00 from Code Account ----- to Code Account No. 1890, Wages, Painting and Repairs, Bureau of Parks.

Also

No. 3205. An Ordinance authorizing the Mayor and the Director of the Department of Lands and Buildings to execute and deliver a lease to John P. Murphy for a certain portion of South Water street, between Seventeenth and Eighteenth streets, Seventeenth ward, Pittsburgh.

Also

No. 3206. Resolution authorizing and directing the City Controller to transfer \$21.40 from Code Account 1494-D, Materials, Bureau of Traffic Planning, to Code Account 1491-B, Boy Scout Traffic Count.

Which were severally read and referred to the Committee on Finance.

Also

No. 3207. An Ordinance providing for the letting of a contract or contracts for the furnishing of hose for the Bureau of Fire, and providing for the payment thereof.

Which was read and referred to the Committee on Public Safety.

Also

No. 3208. Communication from the Department of Public Safety advising of institution of 60-day trial regulation, effective July 19, 1939, of No

Parking 4:30 P. M. to 6:00 P. M. on Perrysville avenue, between Baytree street and Bonvue street, east side.

Also

No. 3209. Communication from the Department of Public Safety advising of institution of 60-day trial regulation, effective July 19, 1939, of No Parking 4:30 P. M. to 6:00 P. M. on Federal street, between Henderson street and Perrysville avenue, easterly side.

Also

No. 3210. Communication from the Department of Public Safety advising of institution of 60-day trial regulation, effective July 19, 1939, of No Parking At Any Time on Forty-second street, between Penn avenue and Calvin street, easterly side.

Also

No. 3211. Communication from the Department of Public Safety advising of institution of 60-day trial regulation, effective July 19, 1939, of One-hour Parking 9:30 A. M. to 4:30 P. M. on East Ohio street, between Federal street and Troy Hill road, both sides.

Also

No. 3212. Communication from the Department of Public Safety advising of institution a 60-day trial regulation, effective July 19, 1939, of No Parking At Any Time on Middle street, from East Ohio street to Avery street, west side.

Also

No. 3213. Communication from the Department of Public Safety advising of institution of 60-day trial regulation, effective July 19, 1939, of No Parking At Any Time on Ahlers way, from East Ohio street to Spring Garden avenue, both sides.

Also

No. 3214. Communication from the Department of Public Safety advising of institution of 60-day trial regulation, effective July 19, 1939, of One-way Traffic on Hampshire avenue, between Broadway avenue and Methyl street, westbound.

Also

No. 3215. Communication from the Department of Public Safety advising of institution of 60-day trial regulation, effective July 19, 1939, of No Parking 11:30 A. M. to 2:00 P. M. on the Boulevard of the Allies, between

Grant street and Liberty avenue, on Saturdays only, both sides.

Also

No. 3216. Communication from the Department of Public Safety advising of institution of 60-day trial regulation, effective July 19, 1939, of No Parking 4:30 P. M. to 6:00 P. M. on Itin street, from High street to a point 100 feet east of the curve at Concord street, southerly side.

Which were severally read, received and filed.

Mr. Gallagher at this time presented

No. 3217. Petition for the improvement of Buffington street, from Framton street to about 900 feet eastwardly.

Which was read and referred to the Committee on Public Works.

Mr. Garland at this time presented

No. 3218. Petition for the oiling of Seward street, 19th Ward.

Which was read and referred to the Committee on Public Works.

The Chair presented

No. 3219.

Pittsburgh, Pa.

July 10, 1939.

President and Members
The City Council,
City of Pittsburgh.

Gentlemen:

This is to advise that I have appointed Mr. Norwood MacGilvary of 8 Roselawn terrace, Pittsburgh, Pennsylvania, as a member of the Art Commission of the City of Pittsburgh in the capacity of a Painter, to succeed Edmund M. Ashe, resigned.

This appointment is subject to confirmation by your honorable body.

Very truly yours,

CORNELIUS D. SCULLY,
Mayor.

Which was read, received and filed.

Mr. Gallagher presented

No. 3220. RESOLVED, That the appointment by the Mayor of Norwood MacGilvary as a member of the Art Commission of the City of Pittsburgh,

in the capacity of a Painter, be and the same is hereby approved and confirmed.

Which was read.

Mr. Gallagher moved

The adoption of the resolution.

Upon which motion the ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Evans

Gallagher

Garland

McArdle

O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of council being in the affirmative, the motion prevailed.

Mr. Garland said:

We discussed in committee the matter of the new elephant at the Zoo, but came to no definite decision. I would like, therefore, to place on the record the following statement, being a small tribute to one of the City's possessions which, or perhaps it is who, was involved in a tragic event during the past week. Of course, I am referring to Danny, the elephant now a corpse.

It seems to me that there has been an error in blaming the bad behavior that led to Danny's being shot, on his wanting his old keeper back with him or on loneliness, or on the contention that he was just plain mean.

It seems to me that Danny, being a symbol of the Republican party, probably resented his place in a Democratic zoo. If I were an elephant, I would get mean in such a situation myself, particularly since the zoo begrudged me an adequate supply of food under an administration that doesn't mind spending plenty for everything else.

So, if I may, Mr. President, I would like to place in this record the only kind word that has yet been said for Danny. I want to point out that he proved, as the symbol of the party, what most observers have long contended—that, when it comes to a showdown, the only way to permanently defeat a Republican, is to shoot him.

And upon motion of Mr. Gallagher
Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Thursday, July 13, 1939

No. 31

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON...Ass't City Clerk

Pittsburgh, Pa.

July 11, 1939.

Mr. E. W. Lindsay,

Clerk of Council

Dear Sir:

Please call a special meeting of Council for Thursday, July 13, 1939, at 1:00 o'clock P. M. (Eastern Standard time), for the purpose of considering such business as may come before the meeting.

Yours very truly,

James L. O'Toole, Jr.,
President of Council.

Which was read, received and filed.

Present Messrs:

Demmler	McArdle
Evans	Weir
Gallagher	O'Toole, (Pres't)
Garland	

Absent:--Mr. Wolk

PRESENTATIONS

Mr. Demmler presented

No. 3221. An Ordinance authorizing the execution and delivery of a deed from the City of Pittsburgh to Belle Lewis Herron, et al., for the pur-

pose of correcting the description in prior deed authorized by Ordinance No. 363 of 1935, recorded in Ordinance Book Volume 47, page 65.

Also

No. 3222. Resolution authorizing and directing the City Controller to transfer \$400.00 from Code Account No. 1060, Salaries, Regular Employees, to Code Account No. 1063, Miscellaneous Services, Department of City Treasurer.

Also

No. 3223. Resolution authorizing the Director of the Department of Supplies to purchase and accept from the Pittsburgh Brush Company the balance of the merchandise covered by Contract No. 13590, dated September 19, 1938, amounting to \$1,173.00, which was not ordered, due to an appropriation deficiency in that year, and authorizing payment therefor from-----

Which were severally read and referred to the Committee on Finance.

Mr. Evans presented

No. 3224. An Ordinance appropriating the sum of Five Thousand Five Hundred (\$5,500.00) Dollars from Bond Fund 140 for the payment of wages of City employees of the Bureau of Parks, Department of Public Works, while assigned to the supervision of Unemployment Relief Projects dealing with park forestry and street trees.

Also

No. 3225. Communication from the Director of the Department of Public Works advising of extra work required, in the amount of \$387.00, on plumbing work at Magee playground, Contract No. 2, Project Pa. 1633-F.

Also

No. 3226. Communication from the Director of the Department of Public Works transmitting communication from Thorp, Bostwick, Reed and Arm-

strong, Attorneys representing Vera I. Heinz, et al, present owners of the former Arsenal property in the 6th Ward, relative to disposition of a 42" steel water main which extends through the property.

Which were severally read and referred to the Committee on Finance.

Also

No. 3227. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-W15, by changing from an "A" Residence and First Area District to a Commercial and Second Area District, all that certain property at the south corner of Broadhead Fording road and West Prospect avenue, having a frontage of 80 feet on Broadhead Fording road and a frontage of 80 feet on West Prospect avenue.

Also

No. 3228. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, by changing the Zone Map, 20th Ward, formerly Union Township, by extending (a) the Commercial District by including all that certain property now classified "A" Residence and "B" Residence District, bounded by the line of the present Commercial District south of Hayson street; Banksville avenue; Potomac avenue connection as shown on the Grand Jury Plan of Banksville road and Mattern road as approved by the Allegheny County Commissioners, December 17, 1936; Banksville road as shown on said Grand Jury Plan; Potomac avenue; Dodds avenue and the southwesterly line of the Hawthorne Plan extended; (b) the Second Area District by including all that certain property now classified First Area and Third Area District, bounded by Banksville road as shown in the aforesaid Grand Jury Plan; Banksville avenue; the line of the present Second Area District; Dodds avenue; the southwesterly line of the Hawthorne Plan extended; a line parallel with and distant 100 feet eastwardly from Banksville road and Mattern road as shown in the aforementioned Grand Jury Plan, and the line of the City of Pittsburgh.

Also

No. 3229. An Ordinance accepting the dedication of certain property in the Eighteenth Ward of the City

of Pittsburgh, for public use for highway purposes, for the opening of Zelda way, and establishing the grade thereof.

Also

No. 3230. Petition for the paving of Dunkeld street, from Forty-second street to Forty-fourth street.

Also

No. 3231. Communication from John S. Forbes, Superior Valve and Fittings Co., 500 Thirty-seventh street, relative to his complaint concerning the open sewer hole in Howley street, leading off Thirty-seventh street near Liberty avenue.

Also

No. 3232. Communication from Mrs. Caroline B. Taylor, 980 Becks Run road, requesting the cleaning of Becks Run and adjacent sewers.

Also

No. 3233. Communication from Mrs. O. G. Baun, 120 Maywood street, requesting the oiling of the unpaved portion of Maywood street.

Also

No. 3234. Petition for the improvement of the 4800 block of Blair street.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3235. Petition for the elimination of a dangerous traffic condition by the construction of a sidewalk from 2664 California avenue along the ramp to the safety zone at Superior avenue.

Which was read and referred to the Committee on Public Safety.

Mr. Gallagher presented

No. 3236. An Ordinance authorizing the issuance of a warrant in favor of Dudley S. Simms for \$288.42, for fire insurance on North 2, South 2 and North 3 Mental Buildings and additions thereto, Department of Public Welfare, without previous authority of law.

Which was read and referred to the Committee on Finance.

Also

No. 3237. Communication from Anna M. Lebengood, State Director, Pro-

Professional and Service Division, Federal Works Progress Administration, relative to the operation of the cafeteria at the City-sponsored W. P. A. Sewing Project on Penn Avenue.

Which was read and referred to the Committee on Public Welfare.

Mr. Garland presented

No. 3238. Petition from residents of the 5900 block of Walnut street for the installation of new water lines.

Which was read and referred to the Committee on Filtration and Water.

Mr. McArdle presented

No. 3239. An Ordinance safeguarding human health and life by providing for the inspection and pasteurization of goats' milk sold in the City of Pittsburgh; conferring powers and imposing duties on the Department of Public Health and the Bureau of Inspection, City of Pittsburgh, and otherwise providing for the administration of this Ordinance and imposing penalties for the violation thereof.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Weir presented

No. 3240. Communication from the United Project Workers Organizing Committee, Fred Carreno, State Secretary, requesting Council to create city-sponsored projects for the employment of 5,000 more men on W. P. A.

Which was read and referred to the Committee on Finance.

Also

No. 3241. Communication from Nancy K. Hauper, 3712 Baytree street, relative to the opening of a road through the property of her mother, Mrs. Margaret Aikin.

Which was read and referred to the Committee on Public Works.

Mr. Weir (for Mr. Wolk) presented

No. 3242. Communication from the Law Department transmitting financial statements, etc.; of the Pittsburgh Motor Company for the months of May, 1939, and 1938.

Which was read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 3243. Communication from the Mayor and the City Controller declaring the existence of an emergency necessitating the borrowing of \$750,000.00 to meet current expenses.

Also

No. 3244. An Ordinance authorizing the Mayor and the City Controller to negotiate and make, on behalf of the City of Pittsburgh an emergency loan in an amount not to exceed \$750,000.00, which shall be payable out of the income of the City of Pittsburgh for the year 1939, and if not so paid shall be included in the estimate of liabilities of the City to be met out of receipts for the year 1940 before ordinary appropriations may be made therefrom.

Also

No. 3245. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Seven Hundred Fifty Thousand (\$750,000.00) Dollars, and providing for the issue of bonds of said City in said amount to provide funds for the payment of the current ordinary expenses of conducting the public business of said City, and providing for the redemption of said bonds and the payment of interest thereon.

Also

No. 3246. Communication from J. A. Donahoe asking adjustment of water rents for the second and third quarters of 1934 on his property in Stanton Heights.

Also

No. 3247. Communications from the Pittsburgh Branch, Pennsylvania Association for the Blind, Pittsburgh Section, National Council of Jewish Women, and Western Pennsylvania School for the Blind urging favorable consideration of the ordinance appropriating \$25,000.00 for the Syphilis Control Program.

Also

No. 3248. Communication from E. U. Snaman & Co. requesting exoneration of certain water rents on property of Clara B. Jackson at 11 Townsend street, 3rd Ward.

Also

No. 3249. Communication from N. J. Sepp, Superintendent, Shadyside

Hospital, requesting repair of the sidewalk of the hospital property at 520 Aiken avenue, which was damaged recently by trucks and other motor vehicles.

Also

No. 3250. Communication from the City Treasurer transmitting statement of collection of delinquent taxes for the periods of June 16 to June 30, 1939, and January 1 to June 30, 1939; also statement of accounts of the City Solicitor.

Which were severally read and referred to the Committee on Finance.

Also

No. 3251. Petition from property owners for the construction of a sewer on Valora street.

Also

No. 3252. Petition from the Polish-American Civic Club of Oakland, for a playground in the vicinity of Bates street.

Also

No. 3253. Petition for the improvement of Reuben street, from Cass avenue to Beckham street, and Stokes street, from Cass avenue to Reuben street.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3254. Petition from residents in the vicinity of Friendship Park asking relief from annoyance by loiterers in the park.

Also

No. 3255. Communication from Mrs. Rosetta Rynearson, 5608 Howe street, relative to nuisance caused by loud voiced newsboys in the early morning hours on Sundays and holidays.

Also

No. 3256. Communication from Thomas Donaldson urging that steps be taken to prohibit two persons riding on one bicycle, especially on busy North Side streets.

Also

No. 3257. Communication from the Director of the Department of Public Safety, requesting a disability pension, or some other form of financial relief, for Terrence B. McKnight, Traffic Officer, for whom the

Board of Examining Physicians has recommended a rest and a special course of treatments to restore his health.

Which were severally read and referred to the Committee on Public Safety.

REPORTS OF COMMITTEES

Mr. Demmler moved

That Rule 8 be suspended, which provides for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from Committee, at least forty-eight hours previous to their final consideration by Council.

Which motion prevailed.

Mr. Demmler presented

No. 3258. Report of the Committee on Finance for July 11, 1939, transmitting sundry ordinances and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3186. An Ordinance entitled, "An Ordinance accepting the amended offer of the United States of America to aid by way of grant in financing the construction of retaining walls, identified as 'Docket No. Pa. 1599-F,' and agreeing to the terms thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Evans

Gallagher

Garland

Ayes 7. Noes none.

McArdle

Weir

O'Toole (Pres't).

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3188. An Ordinance entitled, "An Ordinance authorizing the City of Pittsburgh to convey, by proper deed of conveyance, a certain right of way to the Macedonia Baptist Church of Pittsburgh, a corporation, over property owned by the City of Pittsburgh and situate in the Fifth Ward of the City of Pittsburgh, said right of way to begin at Kirkpatrick street and to terminate at the easterly end of Tomahawk way."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3051. An Ordinance entitled, "An Ordinance appropriating the sums totalling Two Hundred Six Thousand (\$206,000.00) Dollars, from -----, for the payment of the City's share of the cost of Unemployment Relief Projects, to be carried out by the Department of Public Works in conjunction with the Federal Works Progress Administration, its successor or successors."

In Finance Committee, July 11, 1939, bill read and amended in Section 1 and in the title by inserting in the

blank space the words "Bond Fund No. 143," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended, in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3201. An Ordinance entitled, "An Ordinance authorizing and directing the issue and sale of short-term promissory notes of the City of Pittsburgh, amounting to ----- Dollars, to provide funds to pay the City's share of the cost of General Public Improvements to be carried out by the Department of Public Works, and providing for the redemption of said promissory notes and the payment of interest thereon."

In Finance Committee, July 11, 1939, bill read and amended in Sections 1, 2, 3 and 5, by striking out and by inserting as shown in red, and in the title by inserting in blank space, the words "Three hundred thousand," and

as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 3170. Resolution authorizing and directing the City Solicitor to agree to the entry of judgment against the City of Pittsburgh and in favor of Mary Hunter in the sum of \$500.00, in the suit pending in the Court of Common Pleas of Allegheny County at No. 60 October Term, 1937, on condition that Annie Minsinger, the additional defendant in the aforesaid suit, shall agree to the entry of judgment against herself, and in favor of the plaintiff, Mary Hunter, in the sum of \$3,000.00 in said proceedings; and, on condition that the plaintiff, Mary Hunter, shall agree to the entry of said judgment in the sum of \$500.00 against the City of Pittsburgh, and

the acceptance of same, as complete satisfaction of all claims against the City of Pittsburgh, in the aforesaid proceedings, for personal injuries sustained by Mary Hunter on February 28, 1937, on the sidewalk at Nos. 202-4 Bailey avenue, Pittsburgh, Pa.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Evans presented

No. 3259. Report of the Committee on Public Works for July 11, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3202. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to enter into an agreement with The Baltimore and Ohio Railroad Company and the Pittsburgh Junction Railroad Company, for the purpose of securing an aerial easement over the tracks and rights-of-way of said companies, for the construction of the Wilmot Street Bridge, and for the respective privileges and obligations of the parties to said agreement during and after the construction of said bridge."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Evans

Gallagher

Garland

Ayes 7. Noes none.

McArdle

Weir

O'Toole, (Pres't)

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Garland moved

That the Minutes of Council of Monday, June 26; Tuesday, June 27, and Friday, June 30, 1939, be approved.

Which motion prevailed.

The Chair announced

That the Committee on Finance would meet immediately upon adjournment.

And upon motion of Mr. Gallagher Council adjourned.

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Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Friday, July 14, 1939

No. 32

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr. -----President
EDW. W. LINDSAY-----City Clerk
JAS. W. PATTERSON--Ass't City Clerk
Council met pursuant to the following call:—

Pittsburgh, Pa.
July 11, 1939.

Mr. E. W. Lindsay,
Clerk of Council.

Dear Sir:—

Please call a special meeting of Council for Friday, July 14, 1939, at 1:00 o'clock, P. M., (Eastern Standard time), for the purpose of considering such business as may come before the meeting.

Yours very truly,
James L. O'Toole, Jr.
President of Council.

Which was read, received and filed.

Present:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't)

Absent Messrs:—
Demmler

Wolk

REPORTS OF COMMITTEES

Mr. Evans moved

That Rule 8 be suspended, which provides for the mailing of all ordinances and resolutions to each member of Council, after the return of

such papers from Committee, at least forty-eight hours previous to their final consideration by Council.

Which motion prevailed.

Mr. Evans (for Mr. Demmler) presented

No. 3260. Report of the Committee on Finance for July 13, 1939, transmitting a communication and two ordinances to Council.

Which was read, received and filed.

Also

Bill No. 3243.

Pittsburgh, Pa.
July 13, 1939.

To the Council

Gentlemen:—

Due to economic conditions the collection of taxes is insufficient to meet the demands of the City.

It is, therefore, necessary that the City borrow the sum of \$750,000.00 to meet the current expenses of the City under authority of the Act of June 23, 1931, pertaining to the situation of emergency in cities of second-class.

We declare that such emergency exists.

Cornelius D. Scully,
Mayor.

James P. Kerr,
City Controller.

In Finance Committee, July 13, 1939, read and returned to Council to become part of the record.

Which was read.

And upon motion of Mr. McArdle, was received and filed and ordered printed in full in the record.

Also, with an affirmative recommendation.

Bill No. 3244. An Ordinance

entitled, "An Ordinance authorizing the Mayor and the City Controller to negotiate and make on behalf of the City of Pittsburgh an emergency loan in an amount not to exceed \$750,000.00, which shall be payable out of the income of the City of Pittsburgh for the year 1939, and if not so paid shall be included in the estimate of liabilities of the City to be met out of receipts for the year 1940 before ordinary appropriations may be made therefrom."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3245. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Seven Hundred Fifty Thousand (\$750,000.00) Dollars, and providing for the issue of bonds of said City in said amount to provide funds for the payment of the current ordinary expenses of conducting the public business of said City, and providing for the redemption of said bonds and the payment of interest thereon."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Evans presented

No. 3261. WHEREAS, Japan has violated the Nine Power Treaty by her undeclared war against China; has destroyed a large number of innocent Chinese citizens by bombing atrocities and resulting famine, and has closed the open door to foreign trade; Therefore, be it

RESOLVED, That the Council of the City of Pittsburgh approves the proposal of Senator Key Pittman which will enable the President of the United States to place an embargo on any Nation violating the Nine Power Treaty.

Which was read.

Mr. Evans moved

The adoption of the resolution.

Mr. Evans arose and said:

Mr. President:—

I have presented this resolution for the purpose of backing up the President who has been defeated in his purpose in obtaining the enactment of neutrality legislation at this session of Congress. I believe it is the duty of the United States to back up the democratic governments in any way short of war, and I believe that the best warning that can be given to the axis powers is a statement that the policy of the United States will be, in event of war, to adopt a cash and carry system of munitions.

The present neutrality legislation has expired and the present status of the

matter is that any belligerent nation can purchase war materials from the United States on a cash and carry plan with the exception of actual munitions such as shells, guns, etc.

It is a matter of record that Japan, in her aggressive war against the democracy of China, has purchased 54% of her materials from the United States and that she would not have been able to have carried on her campaign without this assistance.

I am in agreement with the President that the least the United States can do would be to place an embargo against Japan as outlined in the Pittman Act, and therefore, present this resolution;

Mr. Garland arose and said:

Mr. President:—I am not voting for or against the resolution. It is entirely futile for our little body to interfere with the duties of Congress. We have enough troubles of our own to work out. Let them work out their own salvation. I don't think we should embroil ourselves. The resolution is entirely futile. At the same time I am for the Chinese against the Japanese.

Mr. Evans said:

Mr. President:—It is only backing up the President of the United States in his policy. It does not in-

volve the United States in any way, and I believe this resolution is merely an expression of this Council to the Congress of the United States to pass the Pittman Act.

Mr. Garland said:

Mr. President:—I differ with that. I don't believe this resolution will have an effect upon the Congress of the United States.

The Chair said:

Gentlemen:—Whether the resolution is beneficial or futile, I am not voting. My reason is that I am not familiar with the provisions of the Pittman Act.

Mr. Weir arose and said:

Mr. President:—I want to be recorded the same way for the same reasons.

And the question recurring on the adoption of the resolution, the motion did not prevail. (Messrs. Garland, Weir, O'Toole (Pres't) not voting).

Mr. McArdle moved

That Council adjourn to meet on Tuesday, July 18, 1939, at 10:00 o'clock, A. M., (Eastern Standard time). Which motion prevailed.

And

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Tuesday, July 18, 1939

No. 33

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.President
EDW. W. LINDSAY.....City Clerk
JAS. W. PATTERSON...Ass't City Clerk

Pittsburgh, Pa.

Tuesday, July 18, 1939.

Council met pursuant to motion adopted at meeting of July 14, 1939.

Present:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	O'Toole, (Pres't)
Garland	

Absent:—Mr. Wolk.

REPORTS OF COMMITTEES

Mr. Evans (for Mr. Demmler) presented

No. 3262. Report of the Committee on Finance for July 12, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3046. An Ordinance entitled, "An Ordinance creating and establishing the position of temporary Assistant Radio Operator in the Department of Public Safety, Bureau of Police, and providing for the payment thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3083. An Ordinance entitled, "An Ordinance amending a portion of Section 12, City Planning Commission, of Ordinance No. 618, entitled, 'An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 9, 1939, as supplemented by Ordinance No. 42, approved February 1, 1939."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3181. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of \$18,200.00 from Bond Fund No. 139, Bigelow boulevard and other improvements, for the purpose of paying property damage settlements authorized by Resolution No. 69, approved June 15, 1939, in connection with the improvement of Bigelow boulevard, as widened and relocated."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't)

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3187. An Ordinance entitled, "An Ordinance amending por-

tions of Section 1 of Ordinance No. 190, approved May 29, 1937, entitled, 'An Ordinance providing for a contract or contracts for making alterations and providing additional equipment at the Filtration Plant and Pumping Stations; for repairing Heth's Run Bridge, and for constructing a relief sewer on South 24th Street, and providing for payment of costs thereof from funds otherwise appropriated therefor from the proceeds derived from the sale of promissory notes, authorized by Ordinance No. 443, approved December 12, 1936.'

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3129. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Underwood Elliott Fisher Company for \$215.61 in payment for equipment furnished for the benefit of the City without previous authority of law."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3052. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of Highways Equipment Company for \$507.00, Pittsburgh Coal Company for \$66.96, and the Grant Building, Inc., for \$9.73 in payment of supplies furnished and miscellaneous services rendered for the benefit of the City without previous authority of law in the total sum of \$583.69."

In Finance Committee, July 12, 1939, bill read and amended in the preamble and in Section 1 by striking out and by inserting as shown in red, and in the title by striking out the amount "\$507.00" and by inserting in lieu thereof the amount "\$310.00" and the word "and"; by striking out the words "and the Grant Building, Inc. for \$9.73," and by striking out the amount "\$583.69" and by inserting in lieu thereof the amount "\$376.96," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3080. Resolution authorizing the City Solicitor to stipulate for the entry of judgment in the following actions against the City of Pittsburgh, in amounts not to exceed the following sums, plus record costs:

No. 1507—April Term, 1939----\$11,150.00

No. 1508—April Term, 1939---- 11,500.00

No. 1509—April Term, 1939---- 7,500.00

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3143. Resolution accepting on behalf of City Council the work as fully completed for Unit No. 6, General Contract No. 1, Leech Farm Tuberculosis Hospital, Docket Pa. 2154-F, in accordance with approved plans and

specifications and change orders as of June 12, 1939.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3171. Resolution authorizing and directing the City Controller to accept the sum of \$200.00, in full settlement of the collateral note of the Blum Furniture Company, endorsed by Nathan Wedner and Louis Blum, dated May 17, 1933, in the sum of \$1,929.29, with accrued interest from April 29, 1935, which was deposited with the Colonial Trust Company as surety for the City's account with the Pennsylvania Trust Company, now in liquidation, by the Secretary of Banking of the Commonwealth of Pennsylvania, Receiver, and authorizing the City Controller to satisfy and discontinue the suit entered at No. 1936 April Term, 1939.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Bill No. 3180. Resolution authorizing the City Solicitor to accept the sum of \$800.00, plus payment of record costs, in full satisfaction of the municipal lien against John Makarri filed at No. 2187 October Term, 1914, and to satisfy the record as to same.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3172. Resolution authorizing the acceptance of the sum of \$312.89 from the Amsterdam Casualty Company in full settlement of the City's subrogation claim in the amount of \$412.89, arising out of an accident on December 9, 1938, in which Clarence C. Cooper, a motorcycle patrolman, was injured, and empowering and directing the City Controller to execute all releases and other documents necessary to effect this settlement.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3206. Resolution authorizing and directing the City Controller to transfer \$21.40 from Code Account 1494-D, Materials, to Code Account 1491-B, Boy Scout Traffic Count, Bureau of Traffic Planning, Department of Public Safety.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2925. Resolution authorizing the issuing of a warrant in favor of Myrtle Krepps, Guardian for the Estate of Thomas Seymour Krepps, in the sum of \$36.73, to reimburse said Guardian for over-payments made to the Department of Public Welfare on account of the maintenance of the said Thomas Seymour Krepps at Mayview, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and

third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3150. Resolution authorizing the issuing of a warrant in favor of the Pittsburgh Hotels, Inc., in the sum of \$50.00, refunding electrical registration certificate fee under which no work was done, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole (Pres't)

Ayes: 6. Noes: none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3173. Resolution authorizing the issuing of a warrant in favor of George N. Kramer in the sum of \$125.00, in full settlement of all damage, direct and consequential, arising through the widening of Shady avenue, 14th Ward, Pittsburgh, at the first angle south of Phillips avenue, through the improvement authorized by Ordinance No. 413, approved October 25, 1937, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Evans moved

A suspension of the rule to

allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't)

Ayes. 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Evans presented

No. 3263. Report of the Committee on Public Works for July 12, 1939, transmitting two lot plans and sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3190. Crestline Place Plan of Lots, 13th Ward, Pittsburgh, laid out by F. E. Wright and Model Home Builders, and the dedication of Crestline street, Crestline place and Swissvale avenue, shown thereon.

Which was read, accepted and approved by the following vote:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

Also

Bill No. 3191. An Ordinance entitled, "An Ordinance approving Crestline Place Plan of Lots in the Thirteenth Ward of the City of Pittsburgh, laid out by F. E. Wright and Model Home Builders; accepting the dedication of Crestline street, Crestline place and Swissvale avenue, as shown thereon, for public use for highway purposes; opening and naming the same, and establishing the grades thereon."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3192. Steinbach Plan of Lots, Tenth Ward, Pittsburgh, laid out by Lena Steinbach, and the dedication of a strip of ground 18 feet wide for public use for highway purposes for the widening of Stanton Courts North, and the dedication of an 8 foot way as shown thereon for pedestrian and utility purposes.

Which was read, accepted and approved by the following vote:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

Also

Bill No. 3193. An Ordinance entitled, "An Ordinance approving the 'Steinbach Plan of Lots,' in the Tenth Ward of the City of Pittsburgh, laid out by Lena Steinbach; accepting the dedication of a strip of ground 18.0 feet wide, as shown thereon, for public use for highway purposes, and opening the same for the widening of Stanton Courts North, and accepting the dedication of an 8-foot way, as shown thereon, for public use for pedestrian and utility purposes."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

McArdle

Evans

Weir

Gallagher

O'Toole, (Pres't)

Garland

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3088. An Ordinance entitled, "An Ordinance amending zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E30, by changing from a 'B' Residence, Thirty-five Foot and First Area District to (a) an 'A' Residence, Forty-five Foot and Second Area District, all that certain property bounded by College street; Walnut street; a line parallel with and distant 135 feet westwardly from College street; Elwood street; the easterly line of property fronting on the easterly side of College street; the northerly lines of properties fronting on the northerly side of Walnut street; the line of the present 'A' Residence District west of South Highland avenue; Walnut street; the easterly line of property fronting on the easterly side of College street; the northerly lines of properties fronting on the northerly side of Howe street; the westerly lines of properties fronting on the westerly side of South Highland avenue, and a line parallel with and distant 120 feet southwardly from Howe street; (b) to an 'A' Residence, Forty-five Foot and Third Area District, all that certain property bounded by Walnut street; the easterly lines of the M. O'Hara Plan and the D. B. Maxwell et ux. Plan; Elmer street; a line parallel with and distant 110 feet

westwardly from College street; Elwood street, and a line parallel with and distant 135 feet westwardly from College street."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

McArdle

Evans

Weir

Gallagher

O'Toole, (Pres't)

Garland

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3055. An Ordinance entitled, "An Ordinance opening and widening Broadway, from Fallowfield avenue to Neeld avenue; providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3175. An Ordinance entitled, "An Ordinance providing for a contract for the purchase and delivery of one automotive street sweeper for use by the Bureau of Highways and Sewers, Department of Public Works, and for payment thereof."

Which was read.

Mr. Evans also presented

No. 3264. Communication from the Director of the Department of Public Works requesting that action be deferred on Bill No. 3175, An Ordinance providing for a contract for the purchase of one automotive street sweeper for use by the Bureau of Highways and Sewers.

Which was read.

Mr. Evans moved

That the bill be recommitted and the communication be referred to the Committee on Public Works.

Which motion prevailed.

Mr. Weir (for Mr. Wolk) presented

No. 3265. Report of the Committee on Public Services and Surveys for July 12, 1939, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3198. An Ordinance entitled, "An Ordinance granting unto Duquesne University the right to construct, maintain and use a conduit under and across Colbert street, in the First Ward, Pittsburgh, Penna."

Which was read.

Mr. Weir moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3199. An Ordinance entitled, "An Ordinance establishing the opening grades on Chrysler street and Herman drive, as laid out and proposed to be dedicated as legally opened highways, by the Hampton Hall Improvement Co., in the plan of lots called 'Herman Heights' Plan of Lots No. 1, in the Nineteenth Ward of the City of Pittsburgh."

Which was read.

Mr. Weir moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Garland presented

No. 3266. Report of the Committee on Filtration and Water for July 12, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3195. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the painting of the two Spring Hill Steel Water Storage Tanks at Erk way and Lampe lane, and Allentown Water Storage Tank No. 1, at Science street, and for the payment of the cost thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Evans presented

No. 3267. Report of the Committee on Public Safety for July 12,

1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3207. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of hose for the Bureau of Fire, and providing for the payment thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Evans arose and said:

Mr. President:—I have a communication from the Health Department with respect to the Municipal Hospital. The most important item that requires immediate action is a re-study of the hospital, which has connected with it a number of alternatives providing for taking of bids, and the Federal Public Works Administration officials at Harrisburg want immediate action on it, as the plans are to be submitted to them at Harrisburg this week.

The Department has not had sufficient time to revamp the whole thing, so they are doing it by providing for alternatives, and the estimated cost of these alternatives is \$168,000.00.

I don't know whether sufficient information can be furnished at this meeting to give the members of Council a fair picture of the whole proposition.

You will recall that the Council authorized the Department to proceed with the construction of a hospital costing \$1,960,000.00. There was a plot of ground purchased by the City through condemnation proceedings for \$60,000.00, for which the City was to get a credit. As I recall the action of Council at the time, it was decided to take the credit of \$60,000.00. the cost of the land. However, that seems to have caused some confusion or discrepancy between the original cost, or the first application, and the authorization of Council.

The Chair said:

That is not my recollection. I think the first cost was \$1,960,000.00.

Mr. Evans:

I think it was the cost, exclusive of the cost of the land. Because of this discrepancy it has caused them a great deal of work, and in order to adequately take care of the matter they have decided upon these alternatives, which amount to \$168,000.00.

The department wants a re-submission of the estimates of cost as set forth in this statement, which amount is in addition to the \$1,960,000.00, for which a Federal grant has been made, amounting to \$800,000.00. The situation is rather urgent if we are going to retain that grant. If we don't retain that grant, we cannot build the hospital as planned.

The Department has proceeded so far with the construction of the building that the foundations have been built, and two other contracts, amounting to approximately \$175,000.00, had been awarded and the work completed, and the City is committed to a large expenditure for architect's fees. If the Council rescinds its action, all the money expended on these commitments will have been wasted.

I believe they should go ahead with the construction of the hospital without those changes. However, in these estimates they have provided for the eliminations we discussed in conference and substituted these alternatives.

The bids will be taken on the base

bid of the estimated cost furnished by the Department of Public Health, and the bidders when they bid on these alternatives will state what their price will be for each alternative. If we go ahead with the present plan, we will effect a saving of \$250,000.00, which can go back into the bond funds, provided everything goes through as expected.

If these alternatives are not approved by the Council, there is a possibility that the Federal Administration of Public Works will withdraw its grant.

Mr. McArdle said:

What action is required by Council to carry out your suggestion?

Mr. Evans said:

They would like to have a resolution to accompany this statement; this resolution approving the cost as set up. The Director wants Council's approval of the submission of these revised figures to the Public Works Administration.

Mr. McArdle said:

The Director has all the authority he needs in the ordinance which the Council passed.

Mr. Evans said:

The only reason this is in Council is because the Public Works Administration at Harrisburg has demanded it.

Mr. Garland said:

No harm can be done by approving the submission of these revised figures to the proper authorities at Harrisburg.

Mr. McArdle said:

What action do you recommend Council taking?

Mr. Evans said:

They would like to have a resolution adopted by Council approving the submission of these revised estimates to the Public Works Administration at Harrisburg.

Mr. Evans presented

No. 3268. RESOLVED, That the Council, on behalf of the City of Pittsburgh, approve the submission to the Federal Public Works Administration of the revised set of figures on the Municipal Hospital as shown on the attached statement.

**FEDERAL EMERGENCY ADMINISTRATION OF PUBLIC WORKS
SCHEDULE OF CONTRACTS**

July 17, 1939.

Total estimated cost.....\$1,990,200.00Docket No. Pa. 2218-F
For construction\$1,764,700.00Type Municipal Hospital
Approved project completion date.....Location Pittsburgh, Pennsylvania

Contracts for all work in the project should be listed. Dates earlier than the date of this schedule should be actual historical dates later than the date of this schedule should be dates as now expected.

Contract No.	Contract Description	Cost Estimated or Actual	Documents to PWA	Open Bids	Award Contract	Start Work	Specified Date*	Expected Date**
1	Busse	\$136,000.00	11-28-38	12-19-38	12-31	12-31-38	2-15-39	7-19-39
2	Navarro	29,250.00	5-22-39	6- 8-39	6-22-39	6-22-39	8- 1-39	8- 1-39
0	Equipment	43,100.00	8-10-39	8-25-39	8-29-39	1- 3-40		5- 1-40
3	General	1,056,350.00	7-21-39	8-15-39	8-19-39	8-21-39	4-10-40	4-10-40
4	Heating	180,000.00	7-21-39	8-15-39	8-19-39	8-21-39	4-10-40	4-10-40
5	Plumbing	150,000.00	7-21-39	8-15-39	8-19-39	8-21-39	4-10-40	4-10-40
6	Electrical	105,000.00	7-21-39	8-15-39	8-19-39	8-21-39	4-10-40	4-10-40
7	Elevators	65,000.00	8-16-39	8-18-39	8-30-39	8-31-39	4-10-40	4-10-40
	Land	55,000.00						
	Preliminary Exp.	2,500.00						
	Field Insp.	13,000.00						
	Testing of Materials	4,000.00						
	Administration	12,000.00						
	Interest	35,000.00						
	Architectural	104,000.00						
	Total	\$1,990,200.00						

Remarks:

Proposed by Richard Irvin

7/17/39 Registered Architect

(Date) (Title of owner's representative)

Approved

(Date)

Regional Director.

*Completion date specified in the contract.

**Date when contract now is expected actually to be completed.

Which was read.

Mr. Evans moved

The adoption of the resolution.

The Chair said:

I propose to vote for this resolution for the reasons outlined by Mr. Evans. It seems to be the determination of the Director of the Department of Public Health to proceed with the building of the Municipal Hospital as he has planned it and not follow the advice of Council. I think it is still wrong to construct the hospital as designed by the department, but his attitude makes the matter hopeless.

Council must either yield to the Director's wishes, or not build the hospital at all.

His determination is to go through

with his plans as originally proposed in spite of everything that has been said and done by Council.

I will yield in this case, but I want to serve notice that hereafter I will scrutinize with great care everything the Director submits in the future.

Mr. Evans arose and said:

Mr. President:—In discussing the resolution, I am of the opinion that the Municipal Hospital is too large for the purpose for which it is intended, and that the cost of it is too high. Nevertheless, under the circumstances, the proper thing for Council to do, is to pass this resolution, because the City is committed to a large expenditure of funds already in the construction of this building, and the work has progressed so far that it would be

a waste of public funds to turn back.

I agree with the President of Council and believe he voices the sentiments of all the members of Council when he says that the hospital costs are too large. Nevertheless, the only thing to do is to go ahead and finish it.

The City cannot save the grant from the Federal Government without acquiescing to the demands of the department at this time. For that reason I am willing to vote for the resolution.

If I were to do it again, I would not vote for such a large expenditure for a municipal hospital. I think a 150-bed contagious disease hospital is adequate for the City of Pittsburgh. The building designed by the department is a 250-bed hospital, and I think the purpose of the Director is to develop it into a general hospital. There are sufficient general hospitals in Pittsburgh to take care of the indigent sick and injured.

However, if we discard the department's plans and lose the Federal Government's grant, we would have to change our whole program and construct an entirely different hospital, in which case the City would have to expend its entire bond fund of \$1,350,000.00; and if such a proposal were adopted the City, naturally, would get a much smaller building.

In the light of all the circumstances and taking everything into consideration, I think, for the best interests of the City, the Council should adopt this resolution.

I want to say that if and when bids are received and they should be in excess of the estimated cost, the City will be compelled to abandon the project and start all over again. It is a possibility that these estimates may be low on the structural and

mechanical parts. We know from experience in the Department of Public Works and in the Housing Authority, the bids received on various public works have been over and above the estimated costs. However, we hope the reverse will be the case on this building. If it is not, we will have to start over again.

Mr. Gallagher arose and said:

Mr. President:—I am going to vote for this resolution for the reason that I don't want to be accused of holding up the construction of this building. It was originally pointed out to Council that the present Municipal Hospital was inadequate to take care of those suffering from contagious diseases. From the number of beds provided in this new hospital, it seems to me that the Director of Public Health is planning a general hospital. As has already been pointed out, the costs will be excessive. It is not so much the original cost of the building, but the cost of maintenance after it is built and put in operation. It has also been pointed out that should an epidemic of contagious disease break out in the City, the old hospital would not be adequate to take care of those requiring medical attention and hospitalization. That may be true; but in this new hospital, when there is no epidemic, we will have a monument on our hands, which is going to cost thousands and thousands of dollars to maintain.

And the question recurring on the adoption of the resolution.

The motion prevailed.

Mr. McArdle moved

That Council adjourn to meet at the call of the Chair.

Which motion prevailed.

And Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Saturday, July 22, 1939

No. 34

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON--Ass't City Clerk

Council met pursuant to the following call:

Pittsburgh, Pa.
July 18, 1939.

Mr. E. W. Lindsay,
Clerk of Council.

Dear Sir:--

Please call a special meeting of Council and the Mayor for Saturday, July 22, 1939, at 10:00 o'clock A. M. (E. S. T.), for the purpose of electing a member of Council to fill the vacancy caused by the death of Charles Anderson.

Very truly yours,
James L. O'Toole, Jr.
President of Council.

Which was read, received and filed.

Present: Messrs.

Demmler McArdle

Evans Weir

Gallagher Wolk

Garland O'Toole, (Pres't)

and Hon. Cornelius D. Scully, Mayor

The Chair said:

The order of business is the election of a member of Council to fill the vacancy caused by the death of Charles Anderson. Nominations are in order.

Mr. Evans arose and said:

Mr. President:--For many years there sat in this Council a gentleman who acted as the spokesman of a very large and influential group of our fellow-citizens. We all regret his passing. We recall with interest and affection his fine personality, his keen sense of humor, his advice and counsel.

It seems fitting that in choosing a representative to serve the unexpired term of Charles Anderson that this Council should give due consideration to the fact that he was a representative of this group. It seems fair and just that we should place as his successor in this Council a gentleman who has represented another large group of citizens who make up one of the constituent bodies of the American Federation of Labor.

In choosing this successor, I think that I can say that the gentleman I am about to nominate will be a sincere and industrious member of this body, and in my opinion attempt to the very best of his ability to perform the service and act as a capable successor of our beloved and deceased member.

This gentleman is interested in the great housing program which is being undertaken in Pittsburgh and Allegheny County. He is Chairman of the Allegheny Housing Authority, and he has taken a keen interest in the development of this program to bring about better houses for the lower income group. I regard this program as the greatest program that this County and City has ever undertaken, and it is just the beginning, and I feel we need in this Council members who are interested in this program.

Therefore, I take great pleasure at this time to place in nomination for

the unexpired term of Mr. Charles Anderson, the name of Edward J. Leonard.

Mr. Wolk arose and said:

Mr. President:—I am very happy to second the nomination of Edward J. Leonard as a member of Council to fill the unexpired term of Charles Anderson.

Unfortunately occasions arise so often when one's heart is filled with happiness because of an honor that is bestowed upon a man, yet at the same time our hearts are filled with sadness because the man who is honored is taking the place of someone who was near and dear to us.

I cannot allow this opportunity to go by without saying a few words about the man who sat with us in Council for so long; a man who lived on the same street as I do; whom I knew very well in the short period of time that I have been in Council—a man who had the interest of this city at heart; who was courageous, honest, fearless; and while at times he disagreed with us and sometimes said things in a very pointed way, yet people knew that his heart was in the right place; that he was always willing and ready to co-operate with us to make this a finer city in which to live and work.

Therefore, in seeking a man to succeed him in Council, we tried to find one who would follow his footsteps. Charles Anderson represented labor and he represented them honestly, and we looked around to find a man who stood for what he stood.

The man who has been nominated will be courageous and honest and sincere in his activities in behalf of the City of Pittsburgh.

It is a pleasure and honor to second the nomination of Mr. Leonard.

Mr. Gallagher arose and said:

Mr. President:—I also desire to second the nomination of Edward J. Leonard.

It has been my pleasure to know Mr. Leonard for many years, and as has been pointed out by the other members of Council, who spoke in selecting a successor to fill the unexpired term of our late colleague, Charles Anderson, I think the members

of Council have made a wise selection in Mr. Leonard.

Mr. Leonard not only represents a large group in organized labor as Mr. Anderson did, but he is identified with and is active in civic affairs; and as Mr. Evans has pointed out, Mr. Leonard is connected with the Allegheny County Housing Authority, and whatever knowledge he gained in that position will be beneficial to the City of Pittsburgh.

I, therefore, take great pleasure in seconding the nomination of Mr. Leonard to fill the unexpired term in Council caused by the death of Mr. Anderson. I know Mr. Leonard will not only be a conscientious and able Councilman, and he will not only look after the interests of the man who toils but the interests of all the other citizens of Pittsburgh as well.

Mr. Garland arose and said:

Mr. President:—I want to take this opportunity to pay tribute to the memory of Charles Anderson. He was my very good friend, and his word was as good as his bond.

Recognizing the futility of placing a Republican in nomination, and believing that the nominee will receive 8 votes, I will refrain from voting, so that the record will show 8 for—none against.

I am not voting AGAINST Mr. Leonard for the reason that I am affiliated with the International Brotherhood of Electrical Workers, an A. F. of L. organization.

And there being no further remarks, the Chair instructed the Clerk to call the roll, and the roll being called, the result of the voting was as follows:

For Edward J. Leonard: Messrs. Demmler, Evans, Gallagher, McArdle, Weir, Wolk, O'Toole (Pres't), and Hon. Cornelius D. Scully, Mayor. (Mr. Garland not voting).

And Mr. Leonard having received a majority of the votes of Council, in conjunction with the Mayor, was declared duly elected a member of council, in accordance with the provisions of the Act of Assembly approved May 31, 1911.

The Chair appointed Messrs. Evans, Weir and Garland as a Committee to escort the Member-elect, Edward J. Leonard, to the Council Chamber for

the purpose of having administered to him the oath of office.

And the Committee retired and returned with Edward J. Leonard, Member-elect, who took and subscribed to the oath of office which was administered to him by President O'Toole.

The Chair said:

The Chair recognizes Mr. Leonard.

Mr. Leonard said:

Mr. Mayor, President O'Toole and Members of City Council:—This is about the hardest job I have ever attempted to do because of my friendship with that great labor leader, Charles Anderson.

The only thing I can say to you, Mayor Scully and the Democratic members of Council, and with highest regard for my friend, Councilman Gar-

land, is that I thank you for electing me to fill the unexpired term of Charles Anderson.

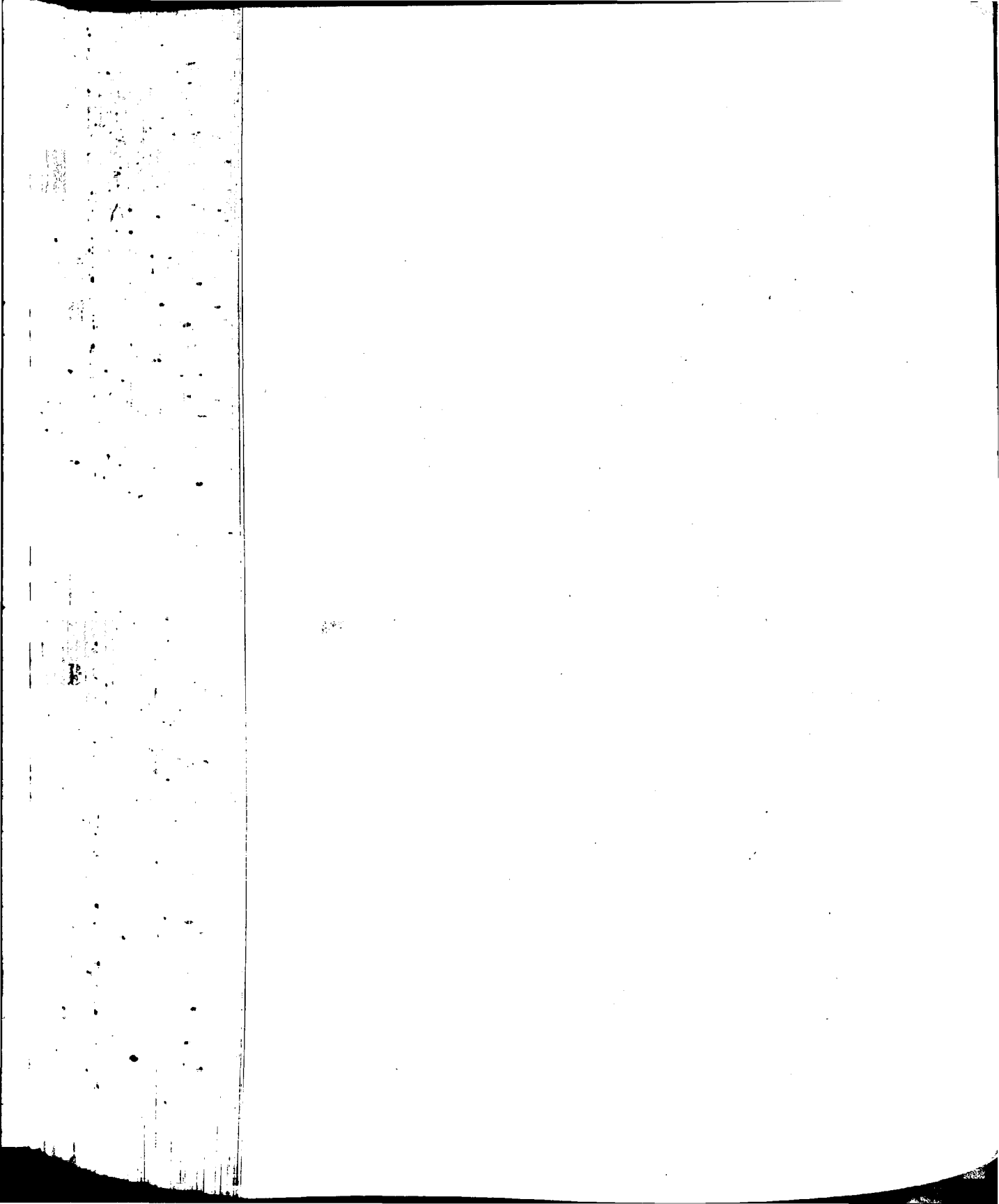
I am proud to succeed Charles Anderson who we considered, in the labor movement, the greatest representative that labor has known. In trying to fill this position I will do my best to carry out the policies of Councilman Anderson.

I will be loyal to the taxpayers of Pittsburgh and at all times have the interests of the working-class people at heart.

I give you my pledge that I will do nothing to ever embarrass you as long as I hold the office of city councilman.

And upon motion of Mr. Evans

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Thursday, August 3, 1939

No. 35

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON--Ass't City Clerk

Council met pursuant to the following call:

Pittsburgh, Pa.
August 1, 1939.

Mr. E. W. Lindsay,
City Clerk,
City of Pittsburgh.

Dear Mr. Lindsay:

Please call a meeting of Council for Thursday, August 3, 1939, at 12:00 o'clock M. Eastern Standard time, to discuss matters of importance pertaining to Public Works, Municipal Hospital, which imperatively require attention:

Contract ordinance, amending Ordinance No. 403.

Appropriation ordinance, City funds.

Appropriation ordinance, Federal funds.

Amending Ordinance No. 388.

Amending Ordinance No. 75.

Amending Ordinance No. 566.

Amending Ordinance No. 539.

Amending Ordinance No. 207.

Wallace Act for contract for Max Parker, Leech Farms.

Two resolutions for extra work within the scope of the contract for Municipal Hospital.

Resolution for change order for work outside of the scope of the Municipal Hospital.

Amending Ordinance No. 567, and other matters.

Very truly yours,
Cornelius D. Scully,
Mayor.

Which was read, received and filed.

Present:—Messrs.

Gallagher	Weir
Garland	Wolk
Leonard	

Absent:—Messrs.

Demmler	McArdle
Evans	O'Toole, (Pres't)

Mr. Garland moved

That, in the absence of President O'Toole, Mr. Gallagher be elected President pro tem.

Which motion prevailed.

And Mr. Gallagher took the Chair.

PRESENTATIONS

Mr. Garland (for Mr. Demmler) presented

No. 3269. Resolution authorizing and directing the City Solicitor to satisfy of record the lien filed against S. Cohen at M. L. D. No. 137 April Term, 1926, for the construction of a sidewalk on Windsor street, upon payment of \$4.32, face of the claim, and \$15.68, part of the costs; balance of the cost to be charged to the City of Pittsburgh.

Also

No. 3270. Resolution authorizing and directing the City Controller to transfer \$2,000.00 from Code Account

No. 1080. Preparing and Presecuting Litigation against Public Service Companies, to Code Account No. 1078, Supplies, Department of Law.

Also

No. 3271. Resolution authorizing and directing the City Controller to accept the sum of \$100.00 in full settlement of the unsecured judgment note of Dr. Martin Snyderman, dated October 27, 1931, in the sum of \$623.25, and accrued interest from January 31, 1933, and authorizing the City Controller, upon receipt of said \$100.00 to satisfy the judgment of record entered at D. S. B. No. 549 January Term, 1938.

Also

No. 3272. Resolution authorizing and directing the City Controller to accept the sum of \$100.00 in full settlement of the unsecured note of Jacob A. Pereira, dated November 27, 1931, in the sum of \$4,638.51, and accrued interest from June 28, 1932, and authorizing the City Controller, upon receipt of said \$100.00, to satisfy the judgment of record entered at D. S. B. No. 1015 July Term, 1937.

Also

No. 3273. Resolution authorizing and directing the Mayor to execute and deliver a deed for Lot Nos. 155, 156 and 157, located at the corner of Chartiers avenue and Danley street, 20th Ward, to F. N. Kronz, et ux, for the sum of \$1,500.00, provided that the purchase money shall be paid within sixty days from the date hereof.

Which were severally read and referred to the Committee on Finance.

Mr. Garland (for Mr. Evans) presented

No. 3274. An Ordinance appropriating and setting aside the aggregate amount of \$261,250.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, water, park and recreation systems of the City in the Department of Public Works, to be carried out in connection with the Federal Works Agency, Public Works Administration Program, from the proceeds to be derived from the sale of General Public Improvement Notes.

Also

No. 3275. An Ordinance amending a portion of Section 1 of Ordinance No. 75, approved February 21, 1939, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, bridge and viaduct, sewerage, drainage, park and recreation systems of the City of Pittsburgh in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor," as amended and supplemented.

Also

No. 3276. An Ordinance amending a portion of Section 1 of Ordinance No. 207, approved April 28, 1939, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor," as amended and supplemented.

Also

No. 3277. An Ordinance amending a portion of Section 1 of Ordinance No. 566, approved December 6, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park, recreation and water systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor," as amended and supplemented.

Also

No. 3278. An Ordinance amending a portion of Section 1 of Ordinance No. 539, approved November 23, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public

highway, bridge and viaduct, sewerage, drainage, park, and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor," as amended and supplemented.

Also

No. 3279. An Ordinance amending portions of Section 1 of Ordinance No. 388, approved August 22, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works Projects for certain improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor," as amended and supplemented.

Also

No. 3280. An Ordinance appropriating and setting aside the aggregate amount of \$748,594.52 for the payment of the cost for improvements to the public highway, bridge and viaduct, sewerage, drainage, water, park and recreation systems of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States.

Also

No. 3281. An Ordinance providing for a contract or contracts to be carried out as Federal Works Agency, Public Works Administration projects, for certain improvements to the public highway, sewerage, drainage, bridge and viaduct, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor.

Also

No. 3282. An Ordinance amending Section 1 of Ordinance No. 403, approved September 10, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improve-

ments to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes," as amended and supplemented.

Also

No. 3283. An Ordinance amending Section 1 of Ordinance No. 114, approved March 13, 1939, entitled, "An Ordinance creating a temporary position of Engineer in the Department of Public Works in charge of construction and installation of equipment for the proposed Incinerating Plant; fixing the rate of compensation therefor, and providing for payment thereof."

Also

No. 3284. An Ordinance providing for the letting of a contract or contracts for the furnishing of 2 six-inch Compound Water Meters and 4 Water Meter Connections for the replacing and extension of water lines (Bedford Dwellings), for the Department of Public Works, and providing for the payment thereof.

Also

No. 3285. An Ordinance appropriating the sum of Four Thousand Five Hundred (\$4,500.00) Dollars from Bond Fund 140, General Public Improvements 1939, for the purchase of sand for the Filtration Division, Bureau of Water, Department of Public Works.

Also

No. 3286. An Ordinance authorizing the issuance of a warrant in favor of James Leo Archibald for \$722.58, in payment of back salary due as an Inspector in the Bureau of Engineering, Department of Public Works.

Also

No. 3287. Resolution authorizing the City Controller to make the following transfer within the Bureau of Water:

From Code Accounts:

1768—Fuel, Coal, Mechanical

Division ----- \$2,000.00

1770—Electric Current, Mechanical Division ----- 2,500.00
\$4,500.00

To Code Account:

1752—Materials, Filtration Division ----- \$4,500.00

Also

No. 3288. Resolution authorizing and directing the City Controller to transfer the sum of \$500.00 from Code Account No. 1634, Miscellaneous Services, Repairing Highways, to Code Account No. 1610, Miscellaneous Services, Division Offices, Bureau of Highways and Sewers.

Also

No. 3289. Resolution authorizing and directing the City Controller to transfer \$800.00 from Code Account No. 1905, Materials, Grounds and Buildings Division, to Code Account No. 1904, Supplies, Grounds and Buildings Division, Bureau of Recreation.

Which were severally read and referred to the Committee on Finance.

Also

No. 3290. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into a license agreement with Barbara Nigg and Anton Mark, for the use of a stone quarry located on Jack's Run road in the Borough of Bellevue, for a period of 12 months; fixing a fee for said license agreement, and providing for payment thereof.

Also

No. 3291. An Ordinance widening River avenue, from a property line 246.06 feet east of Madison avenue to a point 161.0 feet east of Hope street, and at the intersection of Hope street, providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket.

Also

No. 3292. An Ordinance widening East Ohio street, in the Twenty-third ward of the City of Pittsburgh,

at the intersection of Troy Hill road, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 3293. Petition for the grading, paving and curbing of Crosby avenue, from Pauline avenue to Alcott way.

Also

No. 3294. An Ordinance authorizing and directing the grading, paving and curbing of Crosby avenue, from Pauline avenue to Alcott way, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3295. Petition for the grading, paving and curbing of Coventry road, from Bayard street to northerly terminus in Devonshire Manor Plan of Lots.

Also

No. 3296. An Ordinance authorizing and directing the grading to a width of Thirty-two (32) feet, and paving and curbing of Coventry road, from Bayard street northwardly approximately One Hundred Twenty-eight (128) feet to the northerly terminus thereof, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3297. Potomac Park Plan of Lots in the Twentieth ward of the City of Pittsburgh, laid out by Emory D. Johnson and Frieda A. Johnson, and the dedication of Crestview road, Rose-garden road, Potomac avenue, Winchester road and an Unnamed 15-foot way as shown thereon, for public use for highway purposes.

Also

No. 3298. An Ordinance approving the Potomac Park Plan of Lots, in the Twentieth ward of the City, of Pittsburgh, laid out by Emory D. Johnson and Frieda A. Johnson; accepting the dedication of Crestview road, Rosegarden road, Potomac avenue, Winchester road and an Unnamed 15-foot way as shown thereon for public use for highway purposes; opening and naming the same, and establishing the grades of Crestview road and Rosegarden road.

Also

No. 3299. Herman Heights Plan of Lots No. 1, in the Nineteenth Ward of the City of Pittsburgh, laid out by the Hampton Hall Improvement Company, and the dedication of Cryslar street and Herman drive, as shown thereon for public use for highway purposes.

Also

No. 3300. An Ordinance approving the "Herman Heights" Plan of Lots No. 1, in the Nineteenth ward of the City of Pittsburgh, laid out by the Hampton Hall Improvement Company; accepting the dedication of Cryslar street and Herman drive, as shown thereon, for public use for highway purposes; opening and naming the same, and establishing the grade thereon.

Also

No. 3301. Milan Terrace Plan of Lots, in the Thirty-second ward of the City of Pittsburgh, laid out by Eleanor A. O'Brien and William F. O'Brien, and the dedication of property for the widening of Milan avenue as shown thereon for public use for highway purposes.

Also

No. 3302. An Ordinance approving the "Milan Terrace" Plan of Lots, in the Thirty-second ward of the City of Pittsburgh, laid out by Eleanor A. O'Brien and William F. O'Brien; accepting the dedication of property for the widening of Milan avenue, as shown thereon for public use for highway purposes, and opening and naming the same.

Also

No. 3303. An Ordinance amending an Ordinance entitled, "An Ordinance amending an Ordinance entitled,

"An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered, and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals, and imposing penalties," approved August 9, 1923, by changing the Zone Map, Sheet Z-N10-E30, so as to change all that certain property fronting on the southerly side of Ellsworth avenue from Summerlea street to the line dividing properties now or late of A. C. Maurice and Isiah S. Pachter Estate, from an "A" Residence Use District to a Commercial Use District," approved November 18, 1930, by changing said tract from a Commercial Use District to an "A" Residence Use District.

Which were severally read and referred to the Committee on Public Works.

Mr. Garland (for Mr. Gallagher) presented

No. 3304. An Ordinance authorizing the Mayor and the Director of the Department of Public Welfare to sublet building situated at 317-319 Penn avenue, to the United States of America, to carry out and complete an unemployment relief project as provided for in Ordinance No. 200, approved June 5, 1937.

Also

No. 3305. An Ordinance amending a portion of Section 56, Bureau of Highways and Sewers, Division Offices, Department of Public Works, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Also

No. 3306. Resolution authorizing and directing the City Controller to transfer \$518.80 from Code Account

No. 1325, Salaries, Regular Employees, to Code Account No. 1326, Wages, Regular Employees, City Home and Hospitals.

Which were severally read and referred to the Committee on Finance.

Also

No. 3307. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Laundry Machinery and Miscellaneous Equipment for the Pittsburgh City Home and Hospitals, and providing for the payment thereof.

Which was read and referred to the Committee on Public Welfare.

Mr. Garland presented

No. 3308. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of eight Compound Water Meters for the Bureau of Water, and providing for the payment thereof.

Which was read and referred to the Committee on Filtration and Water.

Mr. Leonard presented

No. 3309. An Ordinance providing for the letting of a contract for the furnishing and delivery of one Fuel Truck, for the Bureau of Fire, and providing for the payment thereof.

Which was read and referred to the Committee on Public Safety.

Mr. Leonard (for Mr. McArdle) presented

No. 3310. Resolution authorizing and directing the Director of the Department of Public Health to execute on behalf of the City of Pittsburgh all Change Orders required on Federal Emergency Administration grants on additions and alterations at Leech Farm, Docket No. 2154-F and new Municipal Hospital, Docket No. 2218-F, as long as they are within the scope of the contract, and when forwarding Change Orders within the contract to the Federal Emergency Administration of Public Works to attach a copy of the resolution giving this authority.

Which was read and referred to the Committee on Finance.

Mr. Weir presented

No. 3311. An Ordinance authorizing the exoneration of City taxes on

certain properties located on Center avenue, during the time said properties are utilized for playground purposes under the supervision of the Sacred Heart Church of Pittsburgh.

Which was read and referred to the Committee on Finance.

Also

No. 3312. Resolution authorizing and directing the Director of the Department of Public Works to accept gifts of animals for the Highland Park Zoo and to trade in other animals owned by the City of Pittsburgh in exchange for new animals or as part consideration for gifts, where in the discretion of the Director an acceptance of such gifts and trades will inure to the betterment of the Zoo collection; provided, however, that such transactions shall not increase the cost of supplies for the Zoo more than 10% for any year.

Which was read and referred to the Committee on Parks and Libraries.

Mr. Walk presented

No. 3313. An Ordinance repealing Ordinance No. 416, entitled, "An Ordinance refixing the width and position of the roadway and westerly sidewalk of Wood street, from a point 57.08 feet north of the northerly line of Water street to Water street," approved June 14, 1929.

Also

No. 3314. An Ordinance refixing the width and position of the northerly sidewalk and the roadway of River avenue, from a point 218.0 feet east of Anderson street to Warfield street, and re-establishing the grade of River avenue, from a point 22.0 feet, more or less, west of Broncho way to Warfield street.

Also

No. 3315. An Ordinance refixing the width and position of the roadway, sidewalks and berm of Chartiers avenue, from Corliss street to Hillsboro street, providing for slopes, parking, retaining walls, steps, bridge maintenance and loading platforms, and re-establishing the grade of Chartiers avenue, from a point 257.77 feet east of Litchfield street to Hillsboro street.

Also

No. 3316. An Ordinance establishing the opening grades on Verona

boulevard, Dolce street, Christdale street, Castelli street, Ebel street, Riverhill street, Harjo street, Kite way and Keene way, as laid out and proposed to be dedicated as legally opened highways by Christ W. Hartmann and Mary C. Hartmann, his wife; Frank J. Hartmann and Dorothy Hartmann, his wife; Louise Bauer and Frederick Bauer, her husband; William J. Hartmann and Mamie Hartmann, his wife; Annie Hartmann, widow, and Mazie Hartmann Grant; Caroline Hartmann Flath and Herbert K. Flath, her husband, only heirs at law of Thomas F. Hartmann, deceased, Marla Assunta Castelli and Gaetano Castelli, her husband; Salvatore Castelli and Concetta Castelli, his wife; Serafino Piccolino and Matalina Piccolino, his wife, and Antonio Castelli and Pia Castelli, his wife, in a plan of lots of their property in the Twelfth Ward of the City of Pittsburgh, named "Hartmann Heights Plan of Lots."

Also

No. 3317. An Ordinance granting unto Pittsburgh, Crafton and Mansfield Street Railway Company, its successors, lessees and assigns, the right to construct, maintain and use certain street railway tracks on Chartiers avenue west of Corliss street, in the City of Pittsburgh, subject to the terms and conditions herein provided.

Also

No. 3318. An Ordinance granting unto Pittsburgh, Crafton and Mansfield Street Railway Company, its successors, lessces and assigns, the right to enter upon, use and occupy Chartiers avenue between Bucyrus street and a point of connection with the existing street railway of said company on Chartiers avenue west of Corliss street, in the City of Pittsburgh, with double street railway tracks and appurtenances, together with the necessary turnouts and connection, by relocating and reconstructing existing single and double street railway tracks and appurtenances on Chartiers avenue, between said points, and constructing a new second track and appurtenances on that portion of said avenue between said points now occupied by a single track, subject to terms and conditions herein provided.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair (Mr. Gallagher) presented

No. 3319. An Ordinance fixing the rate of interest at one and eight-tenths (1.8%) per centum per annum on \$6,150,000.00, comprising Refunding Bonds 1939 in the amount of \$5,150,000.00 and Funding Bonds 1939 in the amount of \$1,000,000.00, which were sold July 18, 1939, by authority of Ordinances Nos. 302 and 303, approved June 15, 1939, and No. 348 approved June 21, 1939.

Also

No. 3320. An Ordinance setting aside and appropriating the sum of \$3,225.00 from ----- for the payment of the City's share of the cost to compile data for and install modern visible cumulative commodity purchase index; cumulative vender purchase record; comprehensive catalog index and refile all documents pertinent to purchase orders involved to be carried out by the Department of Supplies in conjunction with the Work Projects Administration.

Also

No. 3321. An Ordinance authorizing the City Controller to continue to employ a Technician, one who has a special or expert knowledge of collateral securities, values, credits and of the duties and requirements in receivership proceedings, for a period not to exceed six months, commencing August 12, 1939, at a salary not to exceed Four hundred dollars (\$400.00) per month.

Also

No. 3322. An Ordinance amending portions of Section 23, Department of Public Health, Tuberculosis Hospital; Section 24, Department of Public Health, Municipal Hospital; Section 33, Department of Public Welfare, Mayview City Home and Hospital; Section 76, Department of Public Works, Bureau of Parks, Highland Park Zoo; Section 79, Department of Public Works, Frick Park; Section 80, Department of Public Works, Mechanical Repairs; Section 82, Department of Public Works, Painting and Repairs; Section 83, Department of Public Works, Painting and Repairs; Section 83, Department of Pub-

lic Works, Bureau of Recreation, by eliminating from said sections certain positions; and Section 30, Department of Lands and Buildings, Bureau of Repairs; and Section 31, Department of Lands and Buildings, Bureau of Operating Maintenance, by recreating in said sections the positions eliminated from the foregoing sections of Ordinance No. 618 entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Also

No. 3323. An Ordinance authorizing the Mayor and Director of the Department of Public Works to enter into an agreement with L. J. Polite, providing for the dumping by the City of street sweepings and other refuse delivered by vehicles of the Department of Public Works to a dump owned by L. J. Polite, located in Reserve Township, and providing further for the ultimate ownership of the dump by the City of Pittsburgh at its election, upon the performance of certain terms and conditions.

Also

No. 3324. An Ordinance amending Section 1 of Ordinance No. 83, approved February 10, 1938, entitled, "An Ordinance providing for a contract or contracts for remodeling and reconstruction of No. 11 Engine House, situate at Ninth and Bingham streets in the 17th Ward of the City of Pittsburgh in an amount not exceeding Twelve Thousand (\$12,000.00) Dollars, and for the payment of the cost thereof."

Also

No. 3325. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of two Alidades for the Department of City Planning, and providing for the payment thereof.

Also

No. 3326. Resolution authorizing and directing the City Controller to transfer the sum of \$1,155.00 from Code Account No. 1443 A-1, Salaries, Regular Employees, Bureau of Police, to Code Account No. 1401 A-1, Salaries,

Regular Employees, General Office, Department of Public Safety.

Also

No. 3327. Communication from the Mayor transmitting copy of letter addressed to the University of Pittsburgh relative to acquisition of certain properties as a site for the municipal hospital, and requesting approval therefor.

Also

No. 3328. Communication from Director of the Department of Public Safety requesting permission for Sergeant John J. O'Connor, Director of Pittsburgh Police Academy, to visit the Training School at the Federal Bureau of Investigation, Washington, D. C., from August 21, to August 28, 1939.

Also

No. 3329. Communication from Allegheny County Board of Assistance, Relief Work Program, relative to Act requiring employable persons receiving General Assistance to perform work assigned to them by the County Board of Assistance.

Also

No. 3330. Communication from the Director of the Department of Public Safety requesting permission for the Pistol Team, Pittsburgh Bureau of Police, to attend the Sixth Annual Lower Merion Police Pistol Tournament at Wynnewood, Pa., on August 12, 1939; also Small Arms Firing School of Modern Police Warfare, at Camp Perry, Ohio.

Which were severally read and referred to the Committee on Finance.

Mr. Garland, at this time, presented

No. 3331. Communication from Shoemaker and Eynon, Attorneys for Bronze Die Casting Company, stating that they had reached an agreement with the Allis Chalmers Company to withdraw their objections to the construction of a spur track as set forth in Bill No. 3200.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Garland moved

That the several Committees meet after the adjournment of Council.

Which motion prevailed.

Mr. Weir moved

That Council adjourn.

Which motion prevailed.

Mr. Garland moved

That the vote on the motion to adjourn be reconsidered.

Which motion prevailed.

And the question recurring on the motion to adjourn, the motion did not prevail.

And the roll was called and there were present:

Messrs. Garland, Leonard, Weir, Wolk, Gallagher, (President Pro Tem).

Absent: Messrs. Demmler, Evans, McArdle, O'Toole (President).

The Chair (Mr. Gallagher) presented

No. 3332. Resolution authorizing and directing the Director of the Department of Public Health, on behalf of the City of Pittsburgh, to sign any and all Change Orders in the construction of the Municipal Hospital, Docket Pa. 2218-F, and Leech Farm Alterations and Repairs, Docket Pa. 2154-F, only when and if these changes are within the scope of the contracts awarded on these projects, and to forward copy of properly executed Change Order to the Federal Emergency Administration of Public Works, Harrisburg, Pa.

Also

No. 3333. Resolution authorizing and directing the Director of the Department of Public Health, on behalf of the City of Pittsburgh, to issue Extra Work Orders for foundation work on the New Municipal Hospital, Docket Pa. 2218-F, and to extend the present contractor's time sixty calendar days, from August 1, 1939; to waive Liability clause and notify the Federal Emergency Administration of Public Works.

Also

No. 3334. An Ordinance authorizing the issuance of a warrant in favor of Max Parker for \$5,340.40, in payment for extra work done on con-

tract in connection with P. W. A. project for the benefit of the City, without previous authority of law.

Also

No. 3335. An Ordinance amending Ordinance No. 567, approved December 6, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as a Federal Emergency Administration of Public Works project for the constructing, equipping, establishing and furnishing of a municipal hospital and auxiliary buildings."

Which were severally read and referred to the Committee on Finance.

Mr. Weir moved

That the Minutes of Council of Tuesday, July 7; Thursday, July 13, and Friday, July 14, 1939, be approved.

Which motion prevailed.

Mr. Garland moved

That the following members be excused for absence from Council and Committee meetings:

Mr. Anderson, June 6, 7, 8, 12, 13, 19, 20, and 21, 1939;

Mr. Demmler, June 8, 13, 20, 21, 27, 28, July 12, and 14, 1939;

Mr. Evans, June 8, 1939;

Mr. Garland, June 6, 1939;

Mr. McArdle, June 28, 1939;

Mr. Weir, June 8; July 12, 1939;

Mr. Wolk, July 11, 12, 14 and 18, 1939;
Which motion prevailed.

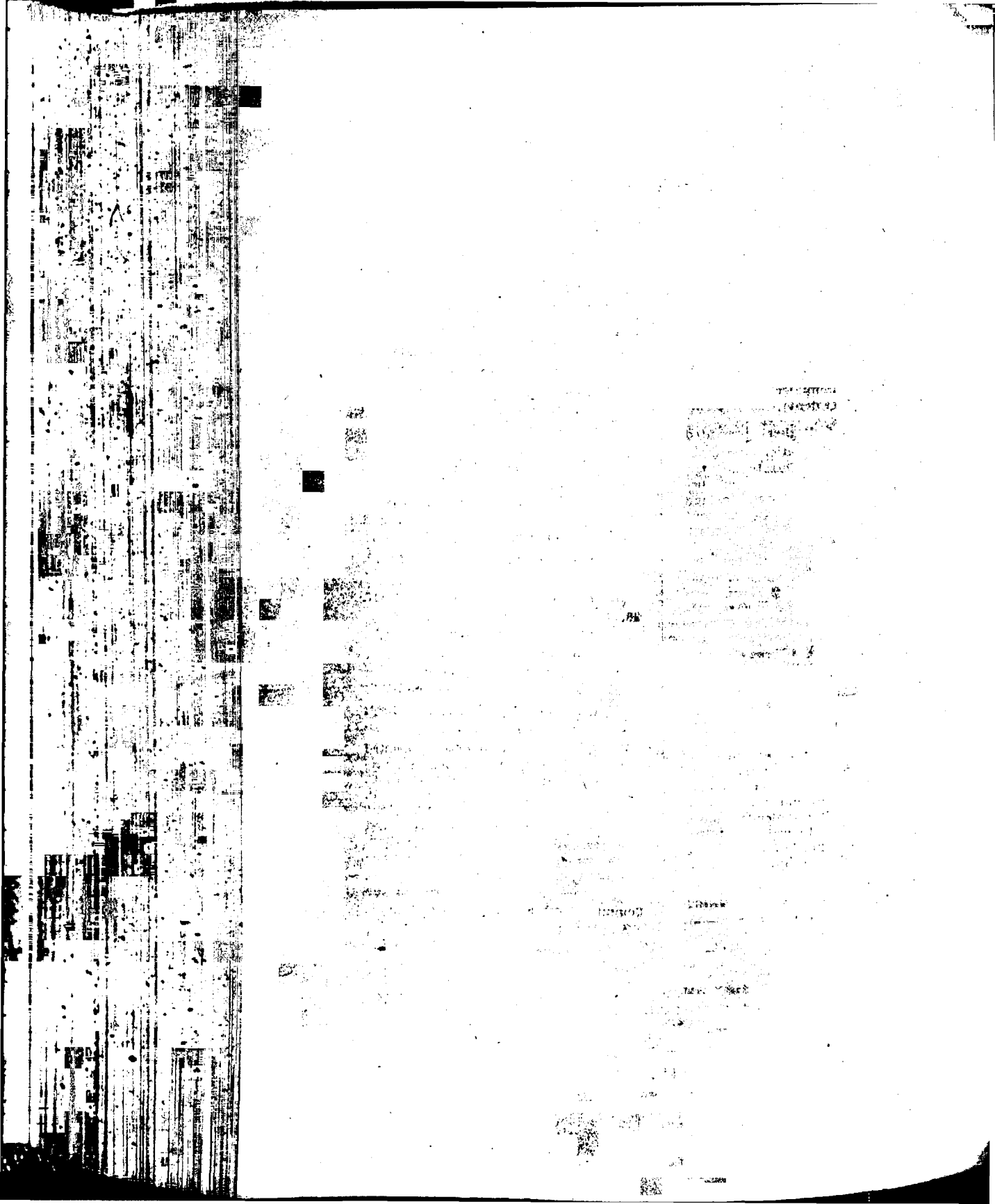
The Chair (Mr. Gallagher) presented

No. 3336. An Ordinance authorizing the Mayor to employ C. C. C. Stotler as Technical Advisor for W. P. A. Project No. 17320 for Delinquent Tax Survey and listing of city-owned property, and tax record installation, for a period of six months, at a compensation of \$250.00 per month.

Which was read and referred to the Committee on Finance.

And upon motion of Mr. Weir

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Thursday, August 10, 1939

No. 36

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON...Ass't City Clerk

Pittsburgh, Pa.

Thursday, August 10, 1939.

Council met pursuant to the following call:

Pittsburgh, Pa., August 7, 1939.

Mr. E. W. Lindsay,
Clerk of Council.

Dear Sir:—

Please call a special meeting of Council for Thursday, August 10, 1939, at 10 o'clock, A. M., (E. S. T.) for the consideration of Committee reports, and such other business as may come before the meeting.

Yours truly,

James L. O'Toole, Jr.,
President of Council.

Which was read, received and filed.

Present:—Messrs.

Demmler

McArdle

Evans

Weir

Gallagher

Wolk

Garland

O'Toole, (Pres't)

Absent:

Mr. Leonard

REPORTS OF COMMITTEES

Mr. Demmler presented

No. 3337. Report of the Committee on Finance for August 7, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Mr. Demmler moved

That Rule 8 be suspended, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from Committee, at least forty-eight hours previous to their final consideration by Council.

Which motion prevailed.

Mr. Demmler also presented, with an affirmative recommendation,

Bill No. 3321. An Ordinance entitled, "An Ordinance authorizing the City Controller to continue to employ a Technician, one who has a special or expert knowledge of collateral securities, values, credits and of the duties and requirements in receivership proceedings, for a period not to exceed six months, commencing August 12, 1939, at a salary not to exceed Four hundred (\$400.00) per month.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	

Noes:—Mr.

O'Toole (Pres't).

Ayes 7. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3310. Resolution authorizing and directing the Director of the Department of Public Health to execute on behalf of the City of Pittsburgh, all Change Orders required on Federal Emergency Administration grants on additions and alterations at Leech Farm, Docket No. 2154-F, and new Municipal Hospital, Docket No. 2218-F, as long as they are within the scope of the contract, and when forwarding Change Orders within the contract to the Federal Emergency Administration of Public Works to attach a copy of the resolution giving this authority.

In Finance Committee, August 7, 1939, read and amended by adding at the end thereof the following: "and only to present change orders to Council wherein the amount or amounts may exceed the amount of the awarded contract," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage

the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	

Noes:

Mr. O'Toole, (Pres't)

Ayes 7. Noes 1.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3333. Resolution authorizing the Director of the Department of Public Health to issue extra work orders for foundation work on the new Municipal Hospital, Docket Pa. 2218-F, and to extend the present contractor's time sixty calendar days from August 1, 1939; to waive liability clause and notify the Federal Emergency Administrator of Public Works.

In Finance Committee, August 7, 1939, ordered returned to Council with an affirmative recommendation, subject to report from the Budget Controller.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second time.

Mr. Demmler also presented

No. 3338.

August 10, 1939.

President and Members,
City Council,
Pittsburgh, Pa.

In re. Bill No. 3333.

Gentlemen:

The above bill is a resolution authorizing the Director of the Department of Public Health to issue extra work orders for foundation work on the new Municipal Hospital and to extend the present contractor's time sixty days from August 1, 1939, and referred to this office for a report.

The contract for the foundations of the new Municipal Hospital has been awarded for the total sum of \$29,500.00.

The design of these foundations was based on a soil bearing value of eight tons per square foot and the bottom of the foundations to be placed directly below the basement floor level. The excavation has been completed for many of the column foundations and a question has arisen between the Department of Lands and Buildings as to the safe bearing value of the soil at which point the footings are to rest in accordance with the plans prepared by the Architect.

It is the opinion of the Department of Lands and Buildings that all foundations should be carried down to a much greater depth and come to rest on a bed of limestone several feet below the present design level for the footings.

Several test borings have been made within the location of the building and the cores taken from the test holes have been examined by myself and were found to be a true picture of the underlying stratas.

A test pit has also been dug and the visible stratas compare exactly with the cores.

The upper stratas above the limestone are composed of clay, limestone and shale and has a safe bearing value of four tons per square foot and not eight tons as designed.

The foundation will have to be placed on a suitable strata and will be necessary for an additional expenditure.

The resolution which is before Council for final passage today authorizes extra work orders for additional foundation work but does not cover the method upon which the contractor is to be paid for extra work. Since extra work is necessary in connection with this foundation contract, the only safe way is to pay the contractor on a cost plus basis, and I would recommend this bill be affirmed.

Yours respectfully,

RICHARD NEFF,

Budget Controller.

Which was read, received and filed.

And the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler

McArdle

Evans

Weir

Gallagher

Wolk

Garland

Noes:

Mr. O'Toole, (Pres't)

Ayes 7. Noes 1.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also, with an affirmative recommendation,

Bill No. 3205. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Lands and Buildings to execute and deliver a lease to John P. Murphy for a certain portion of South Water street, between Seventeenth and Eighteenth streets, 17th Ward, Pittsburgh."

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

McArdle

Evans

Weir

Gallagher

Wolk

Garland

O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3221. An Ordinance entitled, "An Ordinance authorizing the execution and delivery of a deed from the City of Pittsburgh to Belle Lewis Herron, et al., for the purpose of correcting the description in prior deed authorized by Ordinance No. 383 of

1935, recorded in Ordinance Book Volume 47, Page 65."

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3274. An Ordinance entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$261,250.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, water park and recreation systems of the City in the Department of Public Works, to be carried out in connection with the Federal Works Agency, Public Works Administration Program, from the proceeds to be derived from the sale of General Public Improvement Notes."

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3275. An Ordinance entitled, "An Ordinance amending a portion of Section 1 of Ordinance No. 75, approved February 21, 1939, entitled, 'An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, bridge and viaduct, sewerage, drainage, park and recreation systems of the City of Pittsburgh in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor,' as amended and supplemented."

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3277. An Ordinance entitled, "An Ordinance amending a portion of Section 1 of Ordinance No. 566, approved December 6, 1938, entitled, 'An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects, for certain improvements to the public highway, sewerage, drainage, park, recreation and water systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor,' as amended and supplemented."

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3278. An Ordinance amending a portion of Section 1 of Ordinance No. 539, approved November 23, 1938, entitled, 'An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, bridge and viaduct, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs

thereof from funds otherwise appropriated therefor,' as amended and supplemented."

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3279. An Ordinance entitled, "An Ordinance amending portions of Section 1 of Ordinance No. 388, approved August 22, 1938, entitled, 'An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works Projects for certain improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor,' as amended and supplemented."

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3280. An Ordinance entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$748,594.52, for the payment of the cost for improvements to the public highway, bridge and viaduct, sewerage, drainage, water, park and recreation systems of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States."

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3281. An Ordinance entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Works Agency, Public Works Administration projects, for certain improvements to the public highway, sewerage, drainage, bridge and viaduct, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor."

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3282. An Ordinance entitled, "An Ordinance amending Section 1 of Ordinance No. 403, approved September 10, 1938, entitled, 'An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00

short-term promissory notes,' as amended and supplemented."

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3283. An Ordinance entitled, "An Ordinance amending Section 1 of Ordinance No. 114, approved March 13, 1939, entitled, 'An Ordinance creating a temporary position of Engineer in the Department of Public Works in charge of construction and installation of equipment for the proposed Incinerating Plant; fixing the rate of compensation therefor, and providing for payment thereof.'"

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3304. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Welfare to sublet building situated at 317-319 Penn avenue, to the United States of America, to carry out and complete an unemployment relief project as provided for in Ordinance No. 200, approved June 5, 1937."

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3319. An Ordinance entitled, "An Ordinance fixing the rate of interest at one and eight-tenths (1.8%) per centum per annum on \$6,150,000.00, comprising Refunding Bonds 1939 in the amount of \$5,150,000.00 and Funding Bonds 1939

in the amount of \$1,000,000.00, which were sold July 18, 1939, by authority of Ordinances Nos. 302 and 303, approved June 15, 1939, and No. 348, approved June 21, 1939."

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Evans

Gallagher

Garland

McArdle

Weir

Wolk

O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3325. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of two Alldades for the Department of City Planning, and providing for the payment thereof."

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Evans

Gallagher

Garland

McArdle

Weir

Wolk

O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3335. An Ordinance entitled, "An Ordinance amending Ordinance No. 567, approved December 6, 1938, entitled, 'An Ordinance providing for a contract or contracts to be carried out as a Federal Emergency Administration of Public Works project for the constructing, equipping, establishing and furnishing a municipal hospital and auxiliary buildings.'"

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Evans

Gallagher

Garland

McArdle

Weir

Wolk

O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3336. An Ordinance entitled, "An Ordinance authorizing the Mayor to employ C. C. C. Stotler as Technical Advisor for W. P. A. Project No. 17320 for Delinquent Tax Survey and listing of city-owned property, and tax record installation for a period of six months at a compensation of \$250.00 per month."

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3334. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Max Parker for \$5,340.40, in payment for extra work done on contract in connection with a P. W. A. project for the benefit of the City, without previous authority of law."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3236. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Dudley S. Simms for \$288.42, for fire insurance on North 2, South 2 and North 3, Mental Buildings and additions thereto, Department of Public Welfare, without previous authority of law."

In Finance Committee, August 7, 1939, read and amended in Section 1, by adding as shown in red, and in the title by adding the words "and F. J. Alig for \$41.50, for furnishing parts and repairing gasoline pump, Sixth Division, Highways and Sewers, D. P. W.," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3320. An Ordinance entitled, "An Ordinance setting aside and appropriating the sum of \$3,225.00 from ----- for the payment of the City's share of the cost to compile data for and install modern visible cumulative commodity purchase index; cumulative vender purchase record; comprehensive catalog index, and refile all documents pertinent to purchase orders involved, to be carried out by the Department of Supplies in conjunction with the Work Projects Administration."

In Finance Committee, August 7, 1939, bill read and amended in Section 1 and in the title by inserting in blank space the words "B. F. 132, Public Improvement 'B' 1937," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 3222. Resolution authorizing and directing the City Controller to transfer the sum of \$400.00 from Code Account No. 1060, Salaries, Regular Employees, to Code Account No. 1063, Miscellaneous Services, Department of City Treasurer.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3269. Resolution authorizing and directing the City Solicitor to satisfy of record the lien filed against S. Cohen, at M. L. D. No. 137 April Term, 1926, for the construction of a sidewalk on Windsor street, on the payment of \$4.32, face of the claim and \$15.68, part of the costs; balance of the cost to be charged to the City of Pittsburgh.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3270. Resolution authorizing and directing the City Controller to transfer the sum of \$2,000.00 from Code Account No. 1080, Preparing and Prosecuting Litigation against Public Service Companies, to Code Account No. 1078, Supplies, Department of Law.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3271. Resolution authorizing and directing the City Controller to accept the sum of \$100.00, in full settlement of the unsecured judgment note of Dr. Martin Snyderman, dated October 27, 1931, in the sum of \$623.25, and accrued interest from January 31, 1933, and upon receipt of the \$100.00, authorizing and directing the City Controller to satisfy the judgment of record entered at D. S. B. No. 549 January Term, 1938, and relieving him from further accounting for said note.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and

third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3288. Resolution authorizing and directing the City Controller to transfer the sum of \$500.00 from Code Account No. 1634, Miscellaneous Services, Repairing Highways, to Code Account No. 1610, Miscellaneous Services, Division Offices Bureau of Highways and Sewers D. P. W.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3289. Resolution authorizing and directing the City Controller to transfer the sum of \$800.00 from Code Account No. 1905, Materials, to Code Account No. 1904, Supplies, Grounds and Buildings Division. Bureau of Recreation.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3306. Resolution authorizing and directing the City Controller to transfer the sum of \$516.80 from Code Account No. 1325, Salaries, Regular Employees, to Code Account No. 1326, Wages, Regular Employees, May-view City Home and Hospitals.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3203. Resolution authorizing and directing the City Controller to transfer the sum of \$1,500.00 from Code Account No. -----, to Code Account No. 1018, Supplies, Office of the Mayor.

In Finance Committee, August 7, 1939, read and amended by inserting in blank space the words "1446, Wages, Temporary Employees, Bureau of Police," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3204. Resolution authorizing and directing the City Controller to transfer from Code Account -----, to Code Account No. 1890, Wages, Painting and Repairs, Bureau of Parks, \$3,000.00.

In Finance Committee, August 7, 1939, read and amended by inserting in blank space after the words "from Code Account," the words "Code Account 1443, Salaries, Regular Employees, Bureau of Police," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution as amended in Committee and agreed to by Council, was read.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3224. An Ordinance entitled, "An Ordinance appropriating the sum of Five thousand five hundred (\$5,500.00) Dollars from Bond Fund 140 for the payment of wages of City employes of the Bureau of Parks, Department of Public Works, while assigned to the supervision of Unemployment Relief Projects dealing with park forestry and street trees."

In Finance Committee, August 7, 1939, ordered returned to Council with an affirmative recommendation, subject to opinion from the Law Department.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time. Mr. Demmler also presented

No. 3339.

Pittsburgh, Pa., August 10, 1939.

To the Council.

Gentlemen:—

At a meeting of the Finance Committee, held August 7, 1939, the following bill was given an affirmative recommendation subject to a report from the Law Department and the City Controller.

Bill 3224. An Ordinance appropriating \$5,500.00 from B. F. 140, for payment of wages of City employes of the Bureau of Parks while assigned to supervision of Unemployment Relief Projects dealing with Park forestry and street trees.

The substance of this ordinance was before your Honorable Body in May of this year in a different form, being Bill No. 2879.

At that time you did not approve the ordinance. It comes to you again as Bill 3224 and it appears to me this is a subterfuge to accomplish the purpose originally planned in Bill No. 2879. If in the judgment of the Director, it is necessary to employ additional help, he should proceed in a regular manner to amend the salary bill, in which case there could be no controversy over matters of this kind.

The payment of these employes from Bond Fund 140 would not be a legal expenditure of monies of the City of Pittsburgh. We therefore do not recommend the passage of this ordinance, known as Bill No. 3224.

Very truly yours,

JAMES P. KERR,

City Controller.

Which was read, received and filed.

The Chair stated

That the Ordinance was out of order. It was not an emergency and no appropriation could be made. It should be taken care of by a transfer resolution.

Mr. Evans moved

That Bill No. 3224 be recommended to the Committee on Finance.

Which motion prevailed.

Also, with an affirmative recommendation,

Bill No. 3284. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of 2 six-inch Compound Water Meters and 4 Water Meter Connections for the Replacing and Extension of Water Lines (Bedford Dwellings) for the Department of Public Works, and providing for the payment thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time. Mr. Wolk arose and said:

Mr. President, I want to call your attention to Bill No. 3284, in regard to the water meters for the Bedford Dwellings. It is my understanding that under the ordinance we passed, all that the City was to provide were the new water lines, and, while the Housing Authority seems to interpret that section of the ordinance to include the installation of water meters, there is some question in my mind whether or not the City can be compelled to provide water meters, because ordinarily the provision for water does not include the installation of meters. They must be provided by the users of water. I have just taken the matter up and have asked them to get an opinion from the Law Department, and I think Mr. Evans has a suggestion to make along that line.

Mr. Evans said:

I haven't had time to go into this matter, but I would say that whatever ruling the Law Department makes with respect to the payment of the meters, the Housing Authority will abide by. There seems to be some little question as to the interpretation of the contract and some difference of opinion on it. I can assure you that whatever disposition the Law Department makes, we will abide by that. I think it would be advisable to pay the bill as it stands and if they rule it should be paid by the Housing Authority, the Authority can pay it back.

Mr. McArdle said:

If we pass the bill, there wouldn't be anything that the Law Department could do but say it is all right. Once we pass the ordinance authorizing the installation, unless it is passed upon before the bill is signed and becomes a law, the Housing Authority will have the right to stand on it.

The Chair said:

If there is no objection we will request the Mayor to withhold his approval of the bill until he has an opinion from the Law Department as to the liability in the matter.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3326. Resolution authorizing and directing the City Controller to transfer the sum of \$1,155.00 from Code Account No. 1443-A-1, Salaries, Regular Employees, Bureau of Police, to Code Account No. 1401-A-1, Salaries, Regular Employees, General Office, Department of Public Safety.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second time.

Mr. Evans moved

To amend the resolution by adding at the end thereof the following: "and the sum of \$5,500.00 from Code Account No. 1443, Salaries, Regular Employees Bureau of Police, to Code Account No. 1884, Wages, Temporary Employees, Shade Tree Division, Bureau of Parks."

Which motion prevailed.

And the resolution having been printed as amended and laid on the members' desks, was agreed to as amended.

And the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also, with an affirmative recommendation,

Bill No. 3276. An Ordinance entitled, "An Ordinance amending a portion of Section 1 of Ordinance No. 207, approved April 28, 1939, entitled, 'An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor,' as amended and supplemented."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Evans moved

To amend the bill in Section 1 by striking out the amount "\$157,000.00" and by inserting in lieu thereof the amount "\$169,000.00."

Which motion prevailed.

And the bill having been printed as amended and placed on the members' desks, was agreed to on second reading as amended.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler McArdle

Evans Weir

Gallagher Wolk

Garland O'Toole (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Evans presented

No. 3340. Report of the Committee on Public Works for August 7, 1939, transmitting several lot plans and sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3297. Potomac Park Plan of Lots, in the 20th Ward, laid out by Emory D. Johnson and Frieda A. Johnson, and the dedication of streets shown therein.

Which was read, accepted and approved by the following vote:

Ayes:—Messrs.

Demmler

McArdle

Evans

Weir

Gallagher

Wolk

Garland

O'Toole, (Pres't)

Ayes 8. Noes none.

Also, with an affirmative recommendation,

Bill No. 3298. An Ordinance entitled, "An Ordinance approving the Potomac Park Plan of Lots, in the Twentieth Ward of the City of Pittsburgh, laid out by Emory D. Johnson and Frieda A. Johnson; accepting the dedication of Crestview road, Rosegarden road, Potomac avenue, Winchester road and an Unnamed 15 foot way as shown thereon, for Public use for highway purposes; opening and naming the same, and establishing the grades of Crestview road and Rosegarden road."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

McArdle

Evans

Weir

Gallagher

Wolk

Garland

O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3299. Herman Heights Plan of Lots No. 1, in the 19th Ward, laid out by Hampton Hall Improvement Company, and the dedication of Chrysler street and Herman drive as shown thereon.

Which was read, accepted and approved by the following vote:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

Also

Bill No. 3300. An Ordinance entitled, "An Ordinance approving the 'Herman Heights' Plan of Lots No. 1, in the Nineteenth Ward of the City of Pittsburgh, laid out by the Hampton Hall Improvement Company; accepting the dedication of Chrysler street and Herman drive as shown thereon, for public use for highway purposes; opening and naming the same, and establishing the grade thereon."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3301. Milan Terrace Plan of Lots, in the Thirty-second Ward, laid out by Eleanor A. O'Brien and William F. O'Brien, and dedication of property for the widening of Milan avenue as shown thereon.

Which was read, accepted and approved by the following vote:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

Also, with an affirmative recommendation.

Bill No. 3302. An Ordinance entitled, "An Ordinance approving the 'Milan Terrace' Plan of Lots, in the Thirty-second Ward of the City of Pittsburgh, laid out by Eleanor A. O'Brien and William F. O'Brien; accepting the dedication of property for the widening of Milan avenue, as shown thereon for public use for highway purposes, and opening and naming the same."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3229. An Ordinance entitled, "An Ordinance accepting the

dedication of certain property in the Eighteenth Ward of the City of Pittsburgh, for public use for highway purposes, for the opening of Zelda way, and establishing the grade thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Bill No. 3294. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Crosby avenue from Pauline avenue to Alcott way, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3296. An Ordinance entitled, "An Ordinance authorizing and directing the grading to a width of thirty-two (32) feet, and paving and curbing of Coventry road from Bayard street northwardly approximately one hundred twenty-eight (128) feet to the northerly terminus thereof, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3095. An Ordinance entitled, "An Ordinance widening Water street, in the First Ward of the City of Pittsburgh, at the intersection of Grant street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3290. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into a license agreement with Barbara Nigg and Anton Mark, for the use of a stone quarry located on Jack's Run road in the Borough of Bellevue, for a period of 12 months; fixing a fee for said license agreement and providing for payment thereof."

In Public Works Committee, August 7, 1939, ordered returned to Council with an affirmative recommendation, subject to report from the Law Department.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Also

Bill No. 3341.

August 10, 1939.

Committee on Public Works
of Council.

Gentlemen:

Bill No. 3290 has been referred to this Department for a report as to whether the ordinance as drawn will limit the total contract price to \$500 for the entire term of the agreement.

Since the ordinance in question calls for an agreement to be prepared by this Department, it will be a simple matter to make it entirely clear that the City is entering into the license agreement for stone to be taken from the quarry of Barbara Nigg and Anton Mark at the rate of eleven cents per ton, and that the total to be expended by the City in connection with this license agreement shall not exceed \$500, with the right in the City to cancel the agreement on thirty days' notice.

It will therefore not be necessary to change the ordinance as drawn.

Very truly yours,

Wm. ALVAH STEWART.
City Solicitor.

Which was read, received and filed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Wolk presented

No. 3342. Report of the Committee on Public Service and Surveys for August 3, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3200. An Ordinance entitled, "An Ordinance granting unto the Allis-Chalmers Manufacturing Company, its successors and assigns, the right to construct, maintain and use three standard gauge track sidings in the 21st Ward, Pittsburgh, Penna.

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Wolk also presented

No. 3343. Report of the Committee on Public Service and Surveys for August 7, 1939 transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3313. An Ordinance entitled, 'An Ordinance repealing Ordinance No. 416, entitled, 'An Ordinance refixing the width and position of the roadway and westerly sidewalk of Wood

street, from a point 57.08 feet north of the northerly line of Water street to Water street,' approved June 14, 1929."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3314. An Ordinance entitled, 'An Ordinance refixing the width and position of the northerly sidewalk and the roadway of River avenue, from a point 218.0 feet east of Anderson street to Warfield street, and re-establishing the grade of River avenue, from a point 22.0 feet, more or less, west of Broncho way to Warfield street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3315. An Ordinance entitled, "An Ordinance refixing the width and position of the roadway, sidewalks and berm of Chartiers avenue, from Corliss street to Hillsboro street, providing for slopes, parking, retaining walls, steps, bridge maintenance and loading platforms, and re-establishing the grade of Chartiers avenue, from a point 257.77 feet east of Litchfield street to Hillsboro street."

Which was read

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3316. An Ordinance entitled, 'An Ordinance establishing the opening grades on Verona boulevard, Dolce street, Christdae street, Castelli street, Ebel street, Riverhill street, Harjo street, Kite way and Keene way, as

laid out and proposed to be dedicated as legally opened highways by Christ W. Hartmann and Mary C. Hartmann, his wife; Frank J. Hartmann and Dorothy Hartmann, his wife; Louise Bauer and Frederick Bauer, her husband; William J. Hartmann and Mamie Hartmann, his wife; Annie Hartmann, widow, and Mazie Hartmann Grant, Caroline Hartmann Flath and Herbert K. Flath, her husband; only heirs at law of Thomas F. Hartmann, deceased; Maria Assunta Castelli and Gaetano Castelli, her husband; Salvatore Castelli and Concetta Castelli, his wife; Serafino Piccolino and Matalina Piccolino, his wife, and Antonio Castelli and Pia Castelli, his wife, in a plan of lots of their property in the Twelfth Ward of the City of Pittsburgh, named 'Hartmann Heights Plan of Lots.'"

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3317. An Ordinance entitled, 'An Ordinance granting unto Pittsburgh, Crafton, and Mansfield Street Railway Company, its successors, lessees and assigns, the right to construct, maintain and use certain street railway tracks on Chartiers avenue west of Corliss street, in the City of Pittsburgh, subject to the terms and conditions herein provided."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3318. An Ordinance entitled, "An Ordinance granting unto Pittsburgh, Crafton and Mansfield Street Railway Company, its successors, lessees and assigns, the right to enter upon, use and occupy Chartiers avenue between Bucyrus street and a point of connection with the existing street railway of said Company on Chartiers avenue west of Corliss street, in the City of Pittsburgh, with double street railway tracks and appurtenances, together with the necessary turnouts and connections, by relocating and reconstructing existing single and double street railway tracks and appurtenances on Chartiers avenue, between said points, and constructing a new second track and appurtenances on that portion of said avenue between said points now occupied by a single track, subject to terms and conditions herein provided."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Garland presented

No. 3344. Report of the Committee on Filtration and Water for August 7, 1939, transmitting an Ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3308. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of eight Compound Water Meters for the Bureau of Water, and providing for the payment thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Weir presented

No. 3345. Report of the Committee on Parks and Libraries for August 7, 1939, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3312. Resolution authorizing and directing the Director of the Department of Public Works to accept gifts of animals for the Highland Park Zoo and to trade in other animals owned by the City of Pittsburgh in exchange for new animals or as part consideration for gifts, where, in the discretion of the Director, an acceptance of such gifts and trades will inure to the betterment of the Zoo collection; and providing that such transactions shall not increase the cost of supplies for the Zoo more than 10% for any year.

Which was read.

Mr. Weir moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	O'Toole, (Pres't)
Garland	Wolk

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. McArdle presented

No. 3346. Report of the Committee on Public Safety for August 7, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3309. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of one Fuel Truck for the Bureau of Fire, and providing for the payment thereof."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Gallagher presented

No. 3347. Report of the Committee on Public Welfare for August 7, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3307. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Laundry Machinery and Miscellaneous Equipment for the Pittsburgh City Home and Hospitals, and providing for the payment thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

PRESENTATIONS

Mr. Demmler presented

No. 3348. Resolution authorizing the issuing of a warrant in favor of Ferdinand Meyers, Jr., Emma K. Meyers, his wife, and General Exchange Insurance Company, in the sum of \$124.00, in full settlement of their claim for automobile damage sustained March 31, 1939, at Kathleen street and Bailey avenue, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3349. Petition of Mrs. Emma Morgan requesting adjustment of metered water bills on property at 345 Main street and 4109 Geneva street, 9th Ward.

Which were read and referred to the Committee on Finance.

Mr. Evans presented

No. 3350. An Ordinance appropriating and setting aside the sum of \$25,000.00 for payment of engineering and other necessary expenses incurred by employees of the Department of Public Works, for the services performed on improvements carried out in connection with the Federal Emergency Administration of Public Works program, from the proceeds to be derived from the sale of General Improvement Notes, Bond Fund No. 136.

Also

No. 3351. An Ordinance appropriating and setting aside the aggregate amount of \$365,513.32 for the payment of the cost for improvements to the public highway, bridge and viaduct, sewerage, drainage and water systems of the City, in the Department of

Public Works, from the proceeds, of grants of funds of the Government of the United States.

Also

No. 3352. An Ordinance amending portions of Section 1 of Ordinance No. 597, approved December 22, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$972,791.00, including engineering and other necessary expenses for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$2,000,000.00 short-term promissory notes," as amended and supplemented.

Also

No. 3353. An Ordinance amending portions of Section 1 of Ordinance No. 403, approved September 10, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes," as amended and supplemented.

Also

No. 3354. An Ordinance amending Section 1 and the title of Ordinance No. 316, approved August 13, 1937, entitled, "An Ordinance providing for a contract or contracts for sewer and drainage improvements in the Spring Garden Avenue Drainage Basin; on Homewood avenue; in the 33rd Street Drainage Basin; on Hillsboro street; for Hale street and Cora street, and providing for payment of the costs thereof in the aggregate amount not to exceed Six Hundred Eighty-nine Thousand Five Hundred (\$689,500.00) Dollars from funds otherwise appropriated from Public Improvement Notes 'B' 1937," as amended and supplemented.

Also

No. 3355. An Ordinance amending Section 1 of Ordinance No. 384, approved August 18, 1938, entitled, "An Ordinance accepting the offer of the United States of America to aid by way of grant in financing the construction and equipment of three recreation buildings in City-owned playgrounds, identified as "Docket No. Pa. 1987-F," and agreeing to the terms thereof."

Also

No. 3356. An Ordinance authorizing the issuance of a warrant in favor of County of Allegheny for \$3,974.94 in payment of sewer construction on the Water street improvement, for the benefit of the City without previous authority of law.

Also

No. 3357. Communication from the Department of Public Works advising of extra work order on contract with the Hunter Steel Company for construction of Lincoln and Squirrel Hill Water Tanks in the sum of \$50.00.

Also

No. 3358. Petition asking for the retention of the Shade Tree Division, Bureau of Parks.

Which were severally read and referred to the Committee on Finance.

Also

No. 3359. An Ordinance widening Milan avenue, in the Thirty-second ward of the City of Pittsburgh, from Alwyn street to the westerly plan line of "Milan Terrace" and from the easterly plan line of "Milan Terrace" to Witt street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 3360. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E15, by extending (a) the "A" Residence District by including all that certain property now classified Commercial District, lying within the area bounded by Bedford avenue; Kirkpatrick street; the southerly line of Ridgway street extended; Ridgway street and Francis street; (b) the Third Area District by including all that certain property now classified Fourth Area

District lying within the aforebounded area.

Also

No. 3361. Petition for the improvement of Crockett way, Orblin street and Vincennes way, Fifth ward.

Also

No. 3362. Petition for the improvement of West Burgess street, from Holyoke street to Irwin avenue extension, 26th Ward, as a W. P. A. project.

Also

No. 3363. Petition for erection of a retaining wall on the west side of Sullivan Field, extending north on 36th Street, from Liberty avenue to Clement way, 6th Ward.

Also

No. 3364. Petition for the repaving of Henderson street, 25th Ward.

Also

No. 3365. Petition for the improvement of Jonquill way, 16th Ward, as a W. P. A. project.

Also

No. 3366. Petition for the surfacing of Four Mile Run road with asphalt, and for the draining of the surface water.

Also

No. 3367. Remonstrance against locating rest room and tool house at the west end of Ben Hur street.

Also

No. 3368. Communication from Fort Black Post No. 538, American Legion, J. P. DeBacker, Adjutant, relative to destruction of memorial at Saline and Acorn streets as a result of reconstruction of the Four Mile Run sewer.

Also

No. 3369. Communication from Mrs. A. J. Kress, 2465 Sunset avenue, requesting the repair of Gershon street.

Also

No. 3370. Communication from F. H. Smith, Commander, War Veterans' Association of America, 7249 Hermitage street, urging development of the vacant ground above the retaining wall at Mt. Vernon and Sterrett streets for playground use.

Also

No. 3371. Communication from

Benjamin Clair requesting completion of the repair of Loeb way in the rear of the 300 block of No. Fairmount avenue.

Which were severally read and referred to the Committee on Public Works.

Mr. Gallagher presented

No. 3372. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of one Air Compressor and Linoleum for the Pittsburgh City Home and Hospitals, and providing for the payment thereof.

Which was read and referred to the Committee on Public Welfare.

Mr. Garland presented

No. 3373. Communication from R. T. Patterson, 4328 Murray avenue, requesting the leveling and cinderling of the dump in Squirrel Hill from Murray avenue to Federal Hill street.

Which was read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 3374. An Ordinance appropriating the sum of Eighteen Hundred (\$1,800.00) Dollars from Bond Fund ----- for the payment of the City's share of the cost of making a field survey of smoke conditions in the City of Pittsburgh, to be carried out and completed in conjunction with the Federal Works Progress Administration, including the payment of the cost of supplies, miscellaneous services, materials, rentals, equipment, labor and engineering and general supervisory services.

Also

No. 3375. Communication from the Director of the Department of Public Health asking that the City provide vaccine for persons bitten by rabid dogs.

Also

No. 3376. Communication from George H. Sharman, Township Solicitor, entering protest for the Commissioners of Reserve Township against locating rubbish dump in said township.

Which were severally read and referred to the Committee on Finance.

Mr. Wolk presented

No. 3377. Communication from the Law Department transmitting comparative financial statements, etc., from the Pittsburgh Motor Coach Company for the months of May, 1939 and 1938.

Also

No. 3378. Communication from John E. Evans, Sr., Esq., in behalf of the Baltimore and Ohio Railroad Company and The Pittsburgh and Western Railroad Company, protesting the vacation of part of Oxline street, 21st Ward, as requested by the petition of the Bronze Die Casting Company, and requesting a hearing in the matter.

Which were read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 3379. An Ordinance setting aside and appropriating the sum of \$8,185.00 from Code Account ----- and crediting same as follows: \$520.00 to Code Account 1366, \$2,415.80 to Code Account 1368, \$5,249.20 to Code Account 1370, for the payment of salaries and wages of certain employees in the Department of Lands and Buildings.

Also

No. 3380. Communication from the City Treasurer transmitting statement of collection of delinquent taxes for the periods July 1 to July 15, 1939, and January 1 to July 15, 1939; also statement of accounts of the City Solicitor.

Also

No. 3381. Report from the Bureau of Police of damage to automobile driven by Edward Polityle as a result of sinking of the street at Herron avenue near Ruthven street, caused by broken sewer.

Also

No. 3382. Communication from J. Boyd McKown commending the efforts of City Forester, Samuel Herr, in taking care of complaints regarding the destruction of trees by the present epidemic of worms, and urging that more men be provided to assist in this work.

Also

No. 3383. Communication from the Director of the Department of Public Works advising of extra work

in the amount of \$1,201.95 required on Contracts numbered 5, 11 and 13, on Project 2208-F, Plumbing work at various swimming pools.

Also

No. 3384. Communication from the Buhl Foundation, Charles F. Lewis, Director, requesting that water be furnished without charge for the Planetarium, which is expected to be opened early in the fall.

Also

No. 3385. Communication from the Meade Construction Company relative to Contract No. 6 on Project No. Pa. 1590-F, Four Mile Run Basin, Saline street branch, for which they were low bidder, but did not receive the contract.

Also

No. 3386. Communication from the W. S. Tyler Company requesting payment for 30 screen scale sieves delivered to the Bureau of Engineering on November 9, 1938, amounting to \$163.20.

Also

No. 3387. Communication from Louis A. Bellinger, former Building Construction Inspector in the Bureau of Building Inspection, requesting payment of \$129.40, representing salary for the period from February 10 to February 28, 1939, which he did not receive.

Also

No. 3388. Communication from the Steel City Industrial Union Council, David J. McDonald, Secretary, transmitting copy of resolution adopted by that body endorsing the request of Local No. 72, State, County and Municipal Workers of America, for an 8-hour day.

Also

No. 3389. Communication from the Pittsburgh Building and Construction Trades Council, Geo. J. Walters, President, protesting the letting of contracts to public utilities for construction work being done by the City through what is known as their rate schedule plan.

Also

No. 3390. Communication from the Pittsburgh Conference of Jewish Women's Organizations, urging favor-

able consideration of the ordinance appropriating \$25,000.00 for the Syphilis Control Program.

Also

No. 3391. Communication from Daniel C. Smith, Agent for John R. Carson, offering to sell property to the City for a playground in the 26th Ward, for \$8,000.00.

Which were severally read and referred to the Committee on Finance.

Also

No. 3392. Communication from the Department of Public Works asking for extras, approximating \$300.00, for relocation of curb boxes in contract for grading, paving and curbing Bedford avenue, from Elm street to Ledlie street.

Also

No. 3393. Communication from Max Aber, Executive Secretary, Federation of Architects, Engineers, Chemists and Technicians, relative to ordinance for adjustments for foremen and supervisors in the Bureau of Highways and Sewers.

Also

No. 3394. An Ordinance granting to the Board of County Commissioners of the County of Allegheny and to the Commonwealth of Pennsylvania, acting through the Secretary of Highways, the right to enter into the City of Pittsburgh for the purpose of constructing an extension of Bigelow boulevard (State Highway Route No. 228) from the end of the present construction at Station 51+91.04+ to the westerly side line of Seventh avenue and Bigelow boulevard from the westerly side line of Seventh avenue to Sixth avenue, and in connection therewith to construct a traffic grade separation at the intersection of Bigelow boulevard (State Highway Route No. 228) and Seventh avenue.

Also

No. 3395. Communication from the Pittsburgh Motor Club, Lewis W. McIntyre, Executive Vice-President, urging the grading and landscaping of the two islands on Bigelow boulevard, between the present pavement and the relocated roadway near Kirkpatrick street.

Also

No. 3396. Communication from the Director of the Department of Public Works relative to statement contained in letter of Lewis W. McIntyre, Executive Vice-President, Pittsburgh Motor Club, concerning condition of islands resulting from relocating Bigelow boulevard near Kirkpatrick street.

Also

No. 3397. Communication from G. A. Streib relative to widening and improvement of Chartiers avenue, from Azalia street to Corliss street.

Also

No. 3398. Communication from Mrs. Mathilda Merker and Mrs. Margaret Orr relative to the backing up of waste water into the cellar of their residence at 101 Bluebell street.

Also

No. 3399. Petition for the installation of drinking fountains in Reams playground, 19th Ward.

Also

No. 3400. Petition for the construction of a sewer system along the 6700 block of Thomas boulevard.

Also

No. 3401. Communication from the West End Board of Trade transmitting copy of resolution adopted by that body and the Elliott Civic League opposing the proposed type of improvement to be made on Steuben street, from Chartiers avenue to Herschel street.

Also

No. 3402. Communication from the North Side and Suburban Civic League requesting the opening of the Jefferson Street Center for youth activities.

Also

No. 3403. Communication from E. F. McMonigle, Esq., representing R. N. All, requesting the grading, paving and curbing of Benton avenue, between Brighton road and California avenue.

Also

No. 3404. Communication from Mrs. Howard G. Heinrich, 5525 Wellesley avenue, opposing passage of Bill No. 2778, An Ordinance amending the Zoning Ordinance to permit apartment use of property bounded by No. Negley,

Wellesley and King avenues, and Hampton street.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3405. Communication from Mrs. Charles Anderson thanking Council for its expression of sympathy on the death of her husband, Councilman Charles Anderson.

Which was read, received and filed.

Also

No. 3406. Communication from the City Treasurer showing collection of delinquent taxes for the periods July 16 to July 31, 1939 and January 1 to July 31, 1939; also statement of accounts of the City Solicitor.

Which was read and referred to the Committee on Finance.

Also

No. 3407. Communication from the Department of Public Safety advising of institution of 60-day trial regulation, effective August 1, 1939, of No Left Turn 8:00 A. M. to 6:00 P. M. from the north on Grant street at the intersection of Grant street and the Boulevard of the Allies.

Also

No. 3408. Communication from the Department of Public Safety advising of institution of 60-day trial regulation, effective August 1, 1939, of No Parking 8:00 A. M. to 6:00 P. M. on Third avenue, between Grant street and Cherry way, northerly side.

Which were read, received and filed.

Also

No. 3409. Agreements of the Sinking Fund Commission of the City of Pittsburgh with:

The First National Bank at Pittsburgh;

The First National Bank at Pittsburgh, Federal street branch;

Mellon National Bank;

The Colonial Trust Company of Pittsburgh;

Peoples-Pittsburgh Trust Company;

The Union Savings Bank of Pittsburgh, Pa.;

The Washington Trust Company;

Allegheny Trust Company.

Which were read and, upon motion of Mr. McArdle, approved.

MOTIONS AND RESOLUTIONS

Mr. Garland presented

No. 3410. RESOLVED, That the Director of the Department of Public Works be authorized and directed to furnish an estimate of the cost of erecting a drinking fountain in Morrow Park, at Liberty avenue, Baum boulevard and South Aiken avenue.

Which was read.

Mr. Garland moved

The adoption of the resolution.

Which motion prevailed.

Mr. Wolk moved

That Council adjourn to meet at the call of the Chair.

Which motion prevailed.

And Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Monday, August 14, 1939

No. 37

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON--Ass't City Clerk
Pittsburgh, Pa.

Monday, August 14, 1939.

Council met pursuant to the following call:

Pittsburgh, Pa.
August 11, 1939.

Mr. E. W. Lindsay,
Clerk of Council.

Dear Sir:

Please call a special meeting of Council for Monday, August 14, 1939, at 1:00 o'clock, P. M. (Eastern Standard Time) for the purpose of presenting legislation relating to the Municipal Hospital, and such other business as may come before the meeting.

Yours very truly,

JAMES L. O'TOOLE, JR.,
President of Council.

Which was read, received and filed.

Present:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	Wolk
Leonard	O'Toole, (Pres't).

Absent:

Mr. Demmler

PRESENTATIONS

Mr. Evans presented

No. 3411. An Ordinance authorizing and directing the Director of the Department of Public Works to remove earth mounds situated between the old and new roadways of Bigelow boulevard in the vicinity of Kirkpatrick street, as additional work under Contract No. 7571, Controller's Office File, entered into with Booth and Flinn Company, at the unit price of \$1.00 per cubic yard established therein, chargeable to and payable from Bond Fund 139-12, up to an amount not exceeding \$54,000.00.

Which was read and referred to the Committee on Finance.

Mr. McArdle presented

No. 3412. An Ordinance appropriating and setting aside the aggregate amount of \$1,990,200.00 for the payment of cost, including engineering and other expenses for constructing a Municipal Hospital in the Department of Public Health, from the sale of bonds and grants of funds of the Government of the United States.

Which was read and referred to the Committee on Finance.

UNFINISHED BUSINESS

Mr. McArdle called up

Bill No. 2778. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N20—E30, by changing from a 'B' Residence, Thirty-five Foot and First Area District to an 'A' Residence, One Hundred Foot and Third Area District, all that certain property bounded by North Negley avenue; Wellesley avenue; King avenue, and Hampton street."

In Council, June 17, 1939, Bill read a second time and laid over for one week.

In Council, June 27, 1939, Bill read and laid on the table.

Which was read.

And the bill as read a second time was agreed to.

Mr. McArdle moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Gallagher

Weir

Garland

Wolk

Leonard

O'Toole, (Pres't).

McArdle

Noes:

Mr. Evans

Ayes 7. Noes 1.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 11, 1921, which provides that where a protest is filed against a proposed zoning amendment, a three-fourths vote of all the members shall be required for final passage.

MOTIONS AND RESOLUTIONS

President O'Toole called Mr. Wolk to the Chair, and taking the floor, presented

No. 3413.

RESOLVED, That the Budget Controller compile all plumbing, heating and electrical bids received by the City of Pittsburgh since the beginning of the P. W. A. program, together with the City's estimate, plans and specifications for the respective jobs on which bids were received; and be it further

RESOLVED, That such compilation be forwarded to the United States Attorney General and to the Federal Trade Commission; and be it further

RESOLVED, That the City Council memorialize the United States Attorney General requesting that he conduct an investigation of the building industry in Pittsburgh or, if such investigation is already included in the program of his department, that the Pittsburgh situation be given such priority as his program permits and local conditions require.

Which was read.

Mr. O'Toole moved

The adoption of the resolution.

Mr. O'Toole said:

Mr. President:—Some Pittsburgh building contractors have developed a system which permits them to refuse to bid reasonable prices for municipal work. Time after time, the City, the School District, the Housing Authority, and other agencies have been forced to pay tribute in the form of excessive costs. Time after time we have set up reasonable and even generous sums for particular work, only to be forced to abandon the work or raise the price, this by the refusal of local contractors to bid within the sum allowed. This Council has gone to the very limit of our credit to provide employment for mechanics, to give opportunity for profit to contractors and to improve our public works, but we are met on every hand by the smooth operation of a not too mysterious system which arouses reasonable suspicions of its legality.

These high costs are not due to high wages, and if they were, Council could not be heard to complain, because we have, by ordinance, compelled all contractors to bid on the basis of Union wages. Further, recent published studies reveal that in Pittsburgh where costs are high, a lower percentage of the building dollar goes to labor than in other cities where costs are low. Studies in New York and elsewhere prove that drastic increases or decreases in wage rates over or under the present scale would have relatively small effect on the total cost of the work.

The high cost cannot reasonably be ascribed to materials because much required material is produced locally and local users should be in a favorable position in its purchase and use.

It cannot be attributed to incompetent builders. Local firms are ef-

ficent and experienced and have done large and difficult jobs successfully and well.

Nor are low estimates to blame. There probably are instances where estimates were too low, but our departments cannot be wrong all the time, and it is interesting to note that the estimates of these same departments for heavy construction, streets, walls, sewers, water lines and bridges are generally found to be ample.

Now there is no result without a sufficient cause and unless we are willing to continue to suffer the result of the system which is costing us thousands of dollars, preventing employment and retarding the city, we must find and remove the cause.

Council has the legal but not the practical means to investigate. We have no budget for the purpose nor any large staff of experienced investigators to find the facts. Nor do we have the power to indict nor to promise immunity, both of which are generally employed to break a difficult case.

The District Attorney's office could investigate, but that office has let this system develop without intervention or even interest. Nor will it do much about it now, for that office has gone to seed and has a large and expensive staff, the majority of whom have held office so long and are today so firmly entrenched that they feel they hold place by vested right and without any too great obligations to the people of the county. I proposed to change that attitude after the first of the year, but I offer this resolution instead of waiting five months to institute an investigation which should have been under way long ago.

This appeal to the Federal authorities is proper, not only because of the unavailability of local authority, but also because Federal P. W. A. funds are being subjected to the operation of the system.

In the interest of better wages and more employment, in the interest of building construction in the city and for the protection of the public treasury, I ask support of this resolution.

Mr. McArdle arose and said:

Mr. President:—I am not in a position to pass definite judgment, as the

previous speaker has done, on what the conditions are in the City of Pittsburgh, or who is responsible for them.

If there is anything going on here that the Federal officials or the local public officials ought to know and act on, in the interest of the protection of the citizenship of Pittsburgh, through its tax-levying agencies, I am quite willing that they should proceed.

However, while I am giving my vote to this resolution I do it with the distinct understanding that I am not claiming to be in a position to place responsibility for any of the conditions alleged to exist, nor do I have any knowledge that they do exist.

We do know that we had rather unsatisfactory experiences lately, but we also know that some of these experiences have been in line with what apparently has been the trend of the times, and that is to put business in the position where it would not be eating the vitals out of each other and ending cut-throat competition. By so doing, they might have violated the principles that have been sought to be established here.

For that reason I am willing that the Federal Government through the Attorney-General, or the local agencies for that matter, be asked to cause an investigation into the facts, and I am also willing that all the facts in the possession of the City should be made available to these responsible public agencies.

I do not want to be placed in the position of passing judgment on this matter and who is responsible for these conditions. With that understanding made clear, I am going to vote for the resolution.

Mr. Garland arose and said:

Mr. President:—I want to be recorded as voting for the resolution, but I do not subscribe to everything the President has said with respect to this situation. I don't know personally that the conditions to which he calls attention exist in the City of Pittsburgh.

Mr. Leonard arose and said:

Mr. President:—The resolution is new to me, and if the conditions exist, as reported by Mr. O'Toole, I think it should be passed.

I am of the same opinion as Mr. McArdle and Mr. Garland, and will vote

for the resolution with the clear understanding that I am not aware that such conditions exist, nor do I know who is responsible for them.

However, if they do exist, so far as municipal work is concerned, I am in favor of measures to bring about an expose and their rectification.

Being a building tradesman, naturally I am interested in anything that pertains to the welfare of union craftsmen; and while I heard some talk that the conditions cited in the resolution do exist in Pittsburgh, I don't know of them personally. I do personally know that the labor costs in building construction is about 29 per cent. of the total cost. I am also informed that there is a monopoly in the material industries, and I would like Mr. O'Toole to include an amendment to his resolution to include this industry.

Mr. Gallagher arose and said:

Mr. President:—I, too, am in favor of the adoption of the resolution pre-

sented by President O'Toole. I don't know much about the situation except what I read in the newspapers lately. If anything is wrong, I think it is up to the proper public officials to cause an investigation to be made and determine the facts, and to take such steps as will bring about a remedy.

And the question recurring on the adoption of the resolution.

The motion prevailed.

And President O'Toole resumed the Chair.

Mr. Garland obtained leave and presented

No. 3414. Communication from Harriet Lauder Greenway offering the George Lauder property at 7403 Penn avenue to the City as a public park.

Which was read and referred to the Committee on Finance.

The Chair said

The purpose for which the meeting was called having been fulfilled, I now declare Council adjourned.

And Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Tuesday, August 15, 1939

No. 38

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON--Ass't City Clerk

Pittsburgh, Pa.

Tuesday, August 15, 1939.

Council met pursuant to the following call:

Pittsburgh, Pa.
August 11, 1939.

Mr. E. W. Lindsay,
Clerk of Council.

Dear Sir:

Please call a special meeting of Council for Tuesday, August 15, 1939, at 1:00 o'clock, P. M. (Eastern Standard Time) for the consideration of committee reports, and such other business as may come before the meeting.

Yours very truly,

James L. O'Toole, Jr.,
President of Council.

Which was read, received and filed.

Present:--Messrs.

Evans	Leonard
Gallagher	McArdle
Garland	O'Toole, (Pres't).

Absent:--Messrs.

Demmler	Wolk
Weir	

REPORTS OF COMMITTEES

Mr. Evans (for Mr. Demmler) presented

No. 3415. Report of the Committee on Finance for August 14, 1939, transmitting two ordinances to Council. Which was read, received and filed.

Mr. Evans moved

That Rule 8 be suspended, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from Committee, at least forty-eight hours previous to their final consideration by Council. Which motion prevailed.

Mr. Evans also presented, with an affirmative recommendation,

Bill No. 3411. An Ordinance entitled, "An Ordinance authorizing and directing the Director of the Department of Public Works to remove earth mounds situated between the old and new roadways of Bigelow boulevard in the vicinity of Kirkpatrick street, as additional work under Contract No. 7571, Controller's Office File, entered into with Booth and Flinn Company, at the unit price of \$1.00 per cubic yard established therein, chargeable to and payable from Bond Fund 139-12, up to an amount not exceeding \$54,000.00."

In Finance Committee, August 14, 1939, Read and ordered returned to Council with an affirmative recommendation, subject to a report from the Department of Law.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Evans presented
No. 3416.

DEPARTMENT OF LAW

August 15, 1939.

To the President and
Members of Council.

Gentlemen:

Bill No. 3411. An Ordinance authorizing and directing the Director of the Department of Public Works to remove earth mounds situated between the old and new roadways of Bigelow boulevard in the vicinity of Kirkpatrick street, as additional work under Contract No. 7571, Controller's Office File, entered into with Booth and Flinn Co., at the unit price of \$1.00 per cubic yard established therein, chargeable to and payable from Bond Fund 139-12, up to an amount not exceeding \$54,000.00.

On the above Bill, affirmatively recommended in Finance Committee at its meeting on Monday, August 14, 1939, subject to the opinion of the City Solicitor as to the legality thereof, I wish to advise you as follows:

1. The area included within the two so-called mounds left by reason of the reconstruction of Bigelow boulevard, in accordance with the plans of the State Highway Department, is entirely City-owned property either by reason of condemnation in connection with this improvement or because of the City's having owned said land prior to the improvement.

2. The existing contract between Booth and Flinn Co., and the City of Pittsburgh embraces the City's share of the improvement and specifically includes "construction back of existing curb faces (excepting tile underdrain)."

An Ordinance approved March 31, 1939, and recorded in Ordinance Book Volume 49, Page 625, authorizes a contract for the City's share of grading and regrading, curbing, recurbing, paving and repaving, and otherwise improving of Bigelow boulevard.

It is my opinion that the work authorized under Bill No. 3411 is within the contemplated terms of both the contract and the Ordinance above referred to.

3. The removal of the so-called mounds is, in my opinion, sufficiently connected with the reconstruction of Bigelow boulevard as to be considered a reasonable part thereof, and, therefore, a proper subject for accomplishment as part of the City's share of the reconstruction, and is not, in my opinion, to be considered as such a separate item as to require the letting of a separate contract.

I conclude, therefore, that the proposed Ordinance is legally justified and proper.

Respectfully yours,

Wm. Alvah Stewart,
City Solicitor.

Which was read, received and filed.

Mr. McArdle arose and said:

Mr. President:—I just want to make this observation that if the City Solicitor's opinion is good law, I don't believe it is necessary to pass an ordinance authorizing a contract for the removal of this earth.

On the representations made by the Director of the Department of Public Works that he was skeptical of taking such a step without the authority of Council, it should be in the form of a resolution authorizing him to proceed under the present contract at the cubic price bid for such work.

And the bill as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Leonard
Gallagher	McArdle
Garland	O'Toole, (Pres't).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3412. An Ordinance

entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$1,990,200.00 for the payment of cost, including engineering and other expenses for constructing a Municipal Hospital in the Department of Public Health, from the sale of Bonds and Grants of funds of the Government of the United States."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Leonard
Gallagher	McArdle
Garland	O'Toole, (Pres't).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

The Chair presented

No. 3417. RESOLVED, That the offer of the United States of America

to the City of Pittsburgh, State of Pennsylvania, to aid by way of grant in financing the construction of additions and alterations to Leech Farm Tuberculosis Sanatorium, all identified as P. W. A. Docket No. Pa. 2154-F, amounting to \$339,467.00 as 45% of \$754,371.00, the revised cost of the project, according to amended application filed with P. W. A. under date of June 6, 1939, as authorized by Council, be and the same is hereby accepted.

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Upon which motion the ayes and noes were ordered taken, and being taken were:

Ayes:—Messrs.

Evans	Leonard
Gallagher	McArdle
Garland	O'Toole, (Pres't).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Mr. Gallagher moved

That the Minutes of Council of Tuesday, July 18, and Saturday, July 22, 1939, be approved.

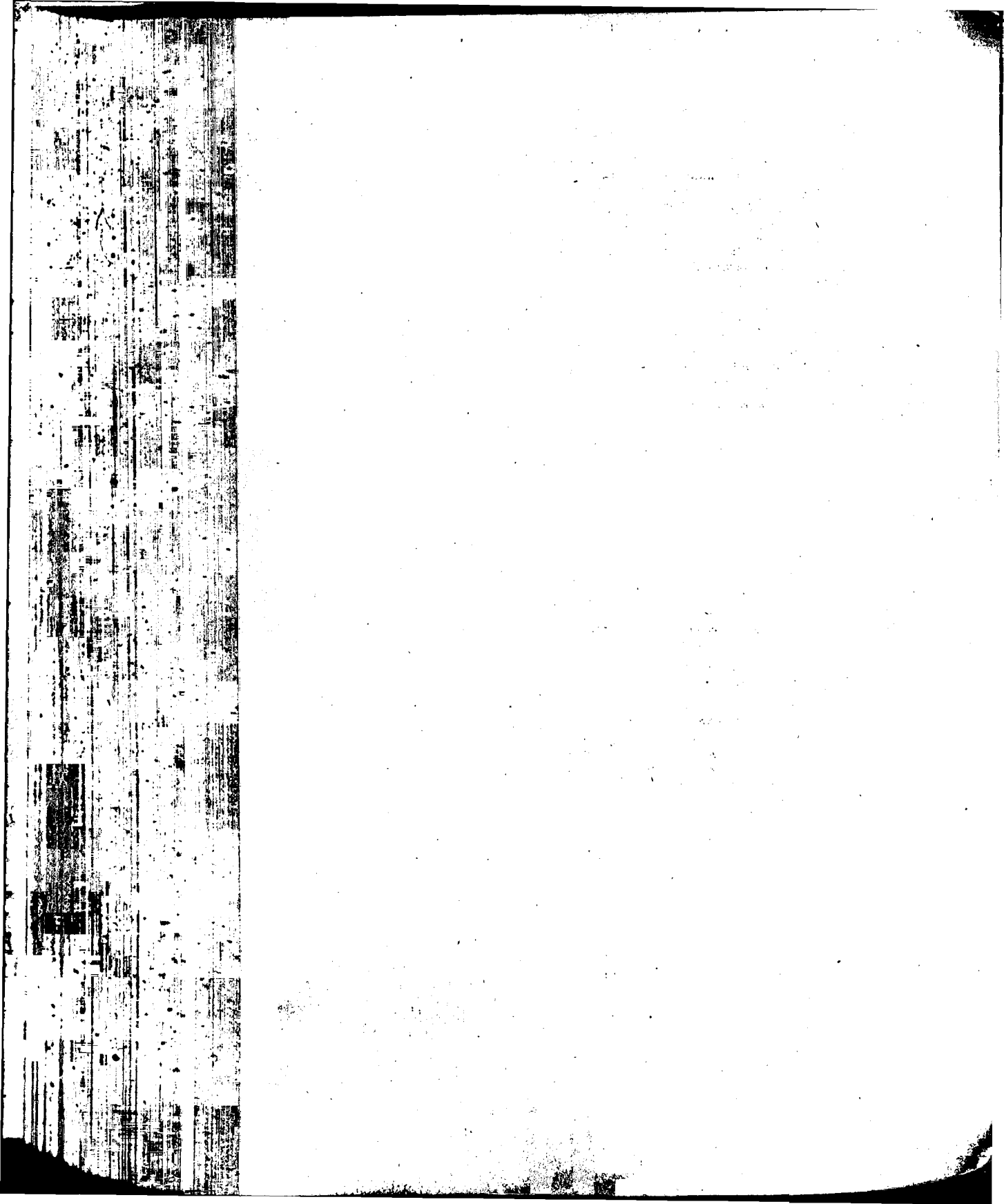
Which motion prevailed.

Mr. McArdle moved

That Council adjourn to meet at the call of the Chair.

Which motion prevailed.

And Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Monday, August 28, 1939

No. 39

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr. President

EDW. W. LINDSAY City Clerk

JAS. W. PATTERSON... Ass't City Clerk

Council met pursuant to the following call:

Pittsburgh, Pa.
August 25, 1939.

Mr. E. W. Lindsay,
Clerk of Council

Dear Sir:

Please call a special meeting of Council for Monday, August 28, 1939, at 1:00 o'clock, P. M. (E. S. T.) for the consideration of committee reports and such other business as may come before the meeting.

Yours very truly,

JAMES L. O'TOOLE, Jr.,
President of Council.

Which was read, received and filed.

Present:—Messrs.

Demmler

Evans

Gallagher

Garland

Leonard

McArdle

Weir

Wolk

O'Toole, (Pres't)

REPORTS OF COMMITTEES

Mr. Demmler presented

No. 3418. Report of the Committee on Finance for August 28, 1939,

transmitting sundry ordinances to Council.

Which was read, received and filed.

Mr. Demmler moved

That Rule 8 be suspended, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from Committee, at least forty-eight hours previous to their final consideration by Council.

Which motion prevailed.

Mr. Demmler also presented, with an affirmative recommendation,

Bill No. 3350. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of \$25,000.00 for payment of engineering and other necessary expenses incurred by employees of the Department of Public Works, for the services performed on improvements carried out in connection with Federal Emergency Administration of Public Works program, from the proceeds to be derived from the sale of General Improvement Notes, Bond Fund No. 136."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk,
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3351. An Ordinance entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$365,513.32 for the payment of the cost for improvements to the public highway, bridge and viaduct, sewerage, drainage and water systems of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole. (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3352. An Ordinance entitled, "An Ordinance amending portions of Section 1 of Ordinance No. 597, approved December 22, 1938, entitled, 'An Ordinance appropriating and setting aside the aggregate amount of \$972,-

791.00, including engineering and other necessary expenses for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$2,000,000.00 short term promissory notes,' as amended and supplemented."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole. (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3353. An Ordinance entitled, "An Ordinance amending portions of Section 1 of Ordinance No. 403, approved September 10, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term

promissory notes,' as amended and supplemented."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole. (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3354. An Ordinance entitled, "An Ordinance amending Section 1 and the title of Ordinance No. 316, approved August 13, 1937, entitled, 'An Ordinance providing for a contract or contracts for sewer and drainage improvements in the Spring Garden avenue drainage basin; on Homewood avenue; in the 33rd Street drainage basin; on Hillsboro street; for Hale street and Cora street, and providing for payment of the costs thereof in the aggregate amount not to exceed Six Hundred Eighty-nine Thousand Five Hundred (\$689,500.00) Dollars from funds otherwise appropriated from Public Improvement Notes "B" 1937,' as amended and supplemented."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole. (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3355. An Ordinance entitled, "An Ordinance amending Section 1 of Ordinance No. 384, approved August 18, 1938, entitled, 'An Ordinance accepting the offer of the United States of America to aid by way of grant in financing the construction and equipment of three recreation buildings in City-owned playgrounds, identified as "Docket No. Pa. 1987-F," and agreeing to the terms thereof.'"

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole. (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3356. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the County of Allegheny for \$3,974.94 in payment of sewer construction on the Water Street Improvement, for the benefit of the City without previous authority of law."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Mr. Wolk presented

No. 3419. Report of the Committee on Public Service and Surveys for August 28, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3197. An Ordinance entitled, "An Ordinance vacating portions of Fifth avenue, from North Bellefield avenue to North Dithridge street."

Which was read.

Mr. Wolk moved

A suspension of the rule to al-

low the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

PRESENTATIONS

The Chair presented

No. 3420. RESOLVED, That the Mayor or Director of the Department of Public Works be and they are hereby authorized and directed to forward telegraphic communication to the Associate Regional Director, Mr. G. Douglas Andrews, at Harrisburg, advising of the intention of the City of Pittsburgh to promptly accept the Offer of the United States of America, dated August 24, 1939, designated as PW 91406-15 and applying to Docket No. Pa. 1633-F.

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Which motion prevailed.

Also

No. 3421. WHEREAS, The 73rd Annual Encampment of the Grand Army of the Republic will take place in the City of Pittsburgh during the week of August 27, 1939; and

WHEREAS, The National Women's Relief Corps, an auxiliary to the Grand Army of the Republic is desirous of presenting to the City of Pittsburgh a

bronze tablet containing a bust in relief of Abraham Lincoln and a copy of the Gettysburg address; and

WHEREAS, The Art Commission of the City of Pittsburgh has approved a location for the said tablet in the loggia of the Grant Street entrance to the City-County Building; Now, therefore, be it

RESOLVED, That the Mayor and the Department of Lands and Buildings be authorized to erect or install said tablet in the aforesaid designated position.

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Which motion prevailed.

Also

No. 3422. RESOLVED, That the Mayor be and he is hereby requested to sign, on behalf of the City of Pittsburgh, the petition for the vacation of Lancaster street, between a property line 300.0 feet north of Hutchinson street and Overton street, 14th Ward.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 3423.

CITY OF PITTSBURGH

August 17, 1939.

President and Members of

City Council,

Pittsburgh, Pa.

Gentlemen:

I am returning herewith Bills No. 3717 and 3718 disapproved. This veto is not based on any desire on my part to delay any of the much needed improvements on Chartiers avenue for the benefit of the residents of our Sheraden district.

The basis of my disapproval is as follows:

Upon investigation I find the ordinance and agreements presently in force in respect to the use of Chartiers avenue run in favor of the company for 999 years, of which but a small part has elapsed.

I find too that, while in the main the ordinance is a reaffirming only of what

might be deemed presently existing rights were the grantee in good standing by compliance with all conditions, that there is in respect of the turnout a new grant. I do not think it is the wish or desire of Council to make any new grants at this time, even of the most minor improvement, for a period of 999 years, especially in view of the Act of Legislature in 1905 by virtue of which the state expresses the opinion that franchises should not be granted for more than fifty years. I think we should give no rights to the Pittsburgh Railways or any of its underliers, except on an indeterminate revocable basis. This can be accomplished by minor changes in the ordinances.

This is as good a time as any other to call the attention of Council and of the people to the fact that the trustees in bankruptcy of the Pittsburgh Railways Company are undertaking at this time to negotiate with the underlying security holders for the exchange or acquiescence of their securities upon the presumption that an agreement will be entered into with the City of Pittsburgh, but that they have studiously avoided bringing the City of Pittsburgh into such a negotiation, despite my insistence.

I have asked and demanded that the City be made a party to such negotiation or kept cognizant of their course to the end that the City may not at some later time be asked, in the interest of the accomplishment of a reorganization, to accept something less than it is willing to accept or should be called upon to accept.

It is time that the trustees in bankruptcy and their counsel, all financially interested parties, and the public at large, recognize what Judge McVicar has stated that this is a public matter. It is not a mere financial reorganization.

Very truly yours,

CORNELIUS D. SCULLY,
Mayor.

Which was read, received and filed.

Also

Bill No. 3317. An Ordinance entitled, "An Ordinance granting unto Pittsburgh, Crafton and Mansfield Street Railway Company, its successors, lessees and assigns, the right to construct,

maintain and use certain street railway track on Chartiers avenue west of Corliss street, in the City of Pittsburgh, subject to the terms and conditions herein provided."

In Council, August 10, 1939, Bill read, rule suspended, read a second and third times and finally passed.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

Mr. McArdle arose and said:

Mr. President: The objections that the Mayor points out are sound, and I intend to support the veto. When I originally voted for the bill, I had the impression that it was merely carrying out what was already a fact—that it pertained only to the railways right to lay, maintain and operate its tracks.

I also intend to support the veto for the reason that if any new legislation is necessary to carry into effect a method of providing transportation service for the people in that community that it will be treated when it comes before Council upon its merit.

I am not ready to write into law any new 999-year franchises.

Mr. Gallagher arose and said:

Mr. President: I also agree with the Mayor's veto and intend to support it. I did not know that this was confirming a 999-year franchise. I have always opposed such long-term franchises. That is one of the difficulties and obstacles that we have encountered in all our dealings with the Pittsburgh Railways Company. They have enjoyed these perpetual franchises for years and that is one of the main reasons why the underliers refuse to concede to the City's wishes with respect to better service and lower rates. For these reasons I am going to support the Mayor's Veto.

Mr. Weir arose and said:

Mr. President: I would like to inquire if the vote carries to sustain the Mayor's veto, does the improvement work stop?

The Chair said:

It is my understanding, pursuant to arrangements between the Public

Works Department and the Railways Company, the actual physical work has already been completed before the legislation was submitted to Council. In other words, the improvement is completed.

Mr. Weir said:

You mean the actual improvement has been made?

The Chair said:

Partially. I have not seen it. I am informed that the turnouts and the other track construction is already in.

Mr. McArdle arose and said:

For Mr. Weir's information, as I understand it, as far as the double track is concerned, there might be a question as to whether the Company had a right to lay it or not; under the original franchise they had a right to lay a single or double track. They choose to operate a single track for many years. It is now a question whether under that franchise they could go in and lay a double track.

Mr. Weir said:

What effect will it have if we sustain the Mayor's veto; will they have to remove the tracks?

The Chair said:

I don't know.

Mr. Weir said:

I am not for 999-year franchises, but I am in favor of reasonable terms.

The Chair said:

I am going to vote to sustain the Mayor's veto, with the understanding that new legislation will be prepared and submitted to Council providing for a shorter term franchise.

Mr. Weir said:

For the same reason, I am going to vote to sustain the Mayor's veto. And the question recurring, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Noes:—Messrs.

Demmler

Evans

Gallagher

Garland

Leonard

Ayes none. Noes 9.

And there not being two-thirds of the votes of Council in the affirmative, the objections of the Mayor were sustained.

Also

Bill No. 3318. An Ordinance entitled, "An Ordinance granting unto Pittsburgh, Crafton and Mansfield Street Railway Company, its successors, lessees and assigns, the right to enter upon, use and occupy Chartiers avenue between Bucyrus street and a point of connection with the existing street railway of said Company on Chartiers avenue west of Corliss street, in the City of Pittsburgh, with double street railway tracks and appurtenances, together with the necessary turnouts and connections, by relocating and reconstructing existing single and double street railway tracks and appurtenances on Chartiers avenue, between said points, and constructing a new second track and appurtenances on that portion of said avenue between said points now occupied by a single track, subject to terms and conditions herein provided."

In Council, August 10, 1939, Bill read, rule suspended, read a second and third times and finally passed.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Noes:—Messrs.

Demmler

Evans

Gallagher

Garland

Leonard

Ayes none. Noes 9.

And there not being two-thirds of the votes of Council in the affirmative, the objections of the Mayor were sustained.

Also

No. 3424.

MAYOR'S OFFICE
Pittsburgh, Pa., August 19, 1939.

President and Members of
City Council,

City of Pittsburgh, Pa.

Gentlemen:

I return herewith Bill 3284 disapproved.

This was submitted to me subject to the opinion of the Law Department on the City's liability with respect to furnishing water meters. The City Solicitor has since advised me that:

"In our opinion, the Cooperation Ordinance between the City of Pittsburgh and the Housing Authority does not contemplate the furnishing of water meters by the City of Pittsburgh. While Council has ample authority to amend the present Cooperation Ordinance to include such an item, the existing Ordinance clearly defines the City's liability and does not embrace within its terms any responsibility for furnishing water meters to housing projects."

Therefore I have disapproved the Ordinance.

Sincerely yours,

CORNELIUS D. SCULLY,

Mayor.

Which was read, received and filed.

Also

Bill No. 3284. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of 2 six-inch compound water meters and 4 water meter connections for the replacing and extension of water lines (Bedford Dwellings) for the Department of Public Works, and providing for the payment thereof."

In Council, August 10, 1939, Bill read, rule suspended, read a second and third times and finally passed.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

Mr. Evans arose and said:

Mr. President: When the ordinance was before Council originally, I said that whatever opinion the Department of Law gave on the interpretation of the agreement between the City of Pittsburgh and the Housing Authority, would be accepted by the latter. I wish

to repeat that we accept the City Solicitor's opinion, and Council can sustain the Mayor's veto.

And the question recurring, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Noes:—Messrs.

Demmler

Evans

Gallagher

Garland

Leonard

McArdle

Weir

Wolk

O'Toole, (Pres't)

Ayes none. Noes 9.

And there not being two-thirds of the votes of Council in the affirmative, the objections of the Mayor were sustained.

PRESENTATIONS

Mr. Demmler presented

No. 3425. Resolution authorizing and directing the Law Department to petition the Court of Common Pleas, in accordance with the provisions of the Act of May 21, 1937, P. L. 787, for the sale of property formerly of George Coman, located on Edith street, between Wilmar and Well streets, 19th Ward, Lot No. 262, acquired by the City by Sheriff's Deed dated September 21, 1912, and recorded in the Recorder's Office in Deed Book Vol. 1745, page 175, and authorizing and directing the Mayor, upon approval by the Court, to execute and deliver a deed for said real estate to Mary Gigliotti, of 405 Edith street, for the sum of \$100.00.

Also

No. 3426. Resolution authorizing and directing the Law Department to petition the Court of Common Pleas, in accordance with the provisions of the Act of May 21, 1937, P. L. 787, for the sale of property formerly of Annie Marcus and Harry Marcus, located on Estella street, between Eureka street and Ruxton street, 18th Ward, Lot No. 697, acquired by the City by Sheriff's Deed dated September 28, 1932, and recorded in the Recorder's Office in Deed Book Vol. 2377, page 430, and authorizing and directing the Mayor, upon approval by the Court, to execute and deliver a deed for said real estate to George J. Besslein and Barbara B. Spratt, of 48 Estella street, for the sum of \$400.00.

Also

No. 3427. Resolution authoriz-

ing and directing the Law Department to petition the Court of Common Pleas, in accordance with the provisions of the Act of May 21, 1937, P. L. 787, for the sale of property formerly of Jane A. Brown, located at Winders street (formerly Girard street), between Gladstone and End streets, acquired by the City by Sheriff's Deed dated March 1, 1913, and recorded in the Recorder's Office in Deed Book Vol. 1777, page 40, and authorizing and directing the Mayor, upon approval by the Court, to execute and deliver a deed for said real estate to George F. Miller and Unitey A. Miller, of 332 Winders street, for the sum of \$100.00.

Which were severally read and referred to the Committee on Finance.

Mr. Evans presented

No. 3428. An Ordinance amending Section 1 of Ordinance No. 381 approved August 18, 1938, entitled, "An Ordinance accepting the offer of the United States of America to aid by way of grant in financing the construction of two combination bath and field houses, including necessary equipment therefor, identified as Docket No. Pa. 1633-F, and agreeing to the terms thereof."

Also

No. 3429. An Ordinance providing for a contract or contracts for the construction of a relief sewer on Mulford and Cora streets, from Hale street to the sewer on Cora street at a point about Three Hundred Twenty (320') feet southwest of Mulford street, and providing for the payment of the cost thereof.

Also

No. 3430. An Ordinance setting aside and appropriating the aggregate sum of \$27,200.00 from Bond Fund Nos. 131 and 132, for the payment of the City's share of the cost, including salaries, to carry out and complete certain survey and planning work as conducted by the Department of City Planning in conjunction with the Federal Work Projects Administration.

Also

No. 3431. An Ordinance appropriating the sum of Five Thousand Five Hundred (\$5,500.00) Dollars from

Bond Fund 140 for the payment of the City's share of the cost of construction and reconstruction of curbs and sidewalks along frontage of private and public properties, the work to be carried out by the Department of Public Works in conjunction with the Federal Work Projects Administration.

Also

No. 3432. An Ordinance accepting a deed of right-of-way or easement from The Pittsburgh Junction Railroad Company and the Schuylkill Improvement Land Company of Philadelphia over certain real estate of the grantors from an intersection with the existing sewer at Sylvan Avenue bridge across Saline, Acorn and Alexis streets along Four Mile Run road and Boundary street 1,075 feet north of Saline street, and providing for the sum of \$675.40, and providing for certain obligations of the City of Pittsburgh, by reason of the construction, reconstruction and maintenance of the Four Mile Run relief sewers.

Also

No. 3433. An Ordinance authorizing the issuance of warrants in favor of A. Parente & Son, for \$99.90, and J. P. Holleran for \$35.93, in payment of extra work done on contracts in connection with P. W. A. projects for the benefit of the City without previous authority of law.

Also

No. 3434. An Ordinance authorizing the issuance of a warrant in favor of Monongahela and Ohio Dredging Company for \$61.88, in payment for dredging the Outlet of Nineteenth Street sewer for the benefit of the City without previous authority of law.

Also

No. 3435. An Ordinance authorizing the issuance of a warrant in favor of M. O'Herron Company for \$5,109.05 in payment of the construction of Nineteenth Street sewer for the benefit of the City without previous authority of law.

Also

No. 3436. An Ordinance authorizing the issuance of warrants in favor of Hunter Steel Company in the total sum of \$100.00 in payment of

extra work done on contracts in connection with P. W. A. projects for the benefit of the City without previous authority of law.

Also

No. 3437. An Ordinance authorizing and directing the Board of Water Assessors to employ three temporary Clerks for a period of five months, and fixing the rate of compensation thereof.

Also

No. 3438. An Ordinance setting aside and appropriating the sum of Ten Thousand (\$10,000.00) Dollars from Bond Fund 140, General Public Improvements 1939, for the payment of the City's share of the cost of the improvement of Brahm, Solar and Overbeck streets, in conjunction with the Federal Work Projects Administration.

Also

No. 3439.

Resolution authorizing and directing the City Controller to make the following transfers within the Bureau of Highways and Sewers and Division of Garage and Repair Shop, D. P. W.:

From Code Accounts

1629	Equipment, Cleaning	
	Highways, Bu. H. & S.	\$3,000.00
1635-1	Equipment, Repairing	
	Highways, Bu. H. & S.	1,200.00
1659	Material, Asphalt Plant.	1,200.00
1661	Equipment, Asphalt	
	Plant	1,500.00
		<hr/>
		\$6,900.00

To Code Accounts

1515	Materials, Div. Garage &	
	Repair Shop	\$4,500.00
1516	Repairs, Div. Garage &	
	Repair Shop	1,000.00
1615	Supplies, Stables & Yards	
	Bu. H. & S.	500.00
1617	Repairs, Stables & Yards,	
	Bu. H. & S.	200.00
1652	Wages, Vacation, Bu. H.	
	& S.	700.00
		<hr/>
		\$6,900.00

Which were severally read and referred to the Committee on Finance.

Also

No. 3440. An Ordinance authorizing and directing the construction of a public sewer on the northwest sidewalk of Banksville road, from a point about fifty (50') feet northeast of McMonagle avenue to the existing sewer on the northwest sidewalk of Banksville road, about one thousand (1000') feet northeast of McMonagle avenue, including, as may be necessary, the excavation of exploratory test holes, providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which was read and referred to the Committee on Public Works.

Also

No. 3441.

Resolution authorizing and directing the City Controller to transfer the following sums within the code accounts of the Bureau of Recreation, Department of Public Works:

From Code Account

1698—Repairs, Office.....	\$ 25.00
1869—Equipment, Office.....	175.00
1902—Miscellaneous Services, Grds. and Bldgs.	2,000.00
1907—Equipment, Grds. & Bldgs.	500.00
1909—Wages Temp. Emp., Women and Children	200.00
1911—Supplies, Women and Children	700.00
1912—Materials, Women and Children	3.84
1913—Equipment, Women and Children	440.73
1915—Wages Temp. Emp., Men and Boys	400.00
1916—Miscellaneous Services, Men and Boys	25.00
1919—Equipment, Men and Boys	100.00
1929—Wages Temp. Emp., S. Murray S. P. & B. H.	318.00
1936—Wages Temp. Emp., Carnegie L. S. P.	1,000.00
1937—Miscellaneous Services Carnegie Lk.	25.00
1939—Materials, Carnegie L. S. P.	50.00

1941—Equipment, Carnegie L. S. P.	900.00
	\$6,862.57

To Code Accounts

1901—Wages Temp. Emp., Grds. and Bldgs.	\$6,737.57
1917—Toys, Games, Ath. Supplies, Men and Boys.....	125.00
	\$6,862.57

Also

No. 3442.

Resolution authorizing and directing the City Controller to transfer the following sums within the Bureau of Parks, Department of Public Works:

To Code Account

1798—Salaries, General Office..	\$ 242.00
1801—Materials	800.00
1803—Equipment	1,000.00
1807—Wages, Park Patrolmen..	380.00
1821—Salaries, Schenley Conservatory	1,284.00
1829—Salaries, North Side Conservatory	1,760.00
1831—Wages, North Side Conservatory	150.00
1848—Wages, Highland Park....	200.00
1859—Salaries, Highland Park Zoo	200.00
1861—Wages, Highland Park Zoo	700.00
1869—Wages, Riverview Park...	850.00
1880—Wages, West Park	800.00
Total.....	\$8,366.00

To Code Accounts

1799—Miscellaneous Services....	\$ 50.00
1800—Supplies	2,418.00
1806—Wages, Schenley Park....	3,175.00
1823—Wages, Schenley Conservatory	700.00
1839—Wages, Small Parks.....	2,023.00
Total.....	\$8,366.00

Also

No. 3443. Communication from the Director of the Department of Public Works advising of extra work in the amount of \$218.19 required on Project Pa. 1633-F, Magee playground. Contract No. 1, General.

Also

No. 3444. Communication from the Director of the Department of Public Works advising of extra work in the amount of \$284.00 required on Project Pa. 1634-F, Burgwin playground, Contract No. 2, Plumbing.

Also

No. 3445. Communication from the Director of the Department of Public Works advising of extra work required in the amount of \$619.25 on Project Pa. 2208-F, Kennard and Lang swimming pools, Contract No. 4, General.

Which were severally read and referred to the Committee on Finance.

Also

No. 3446. An Ordinance authorizing and directing the construction of a public sewer on the east sidewalk and roadway of Behrens street and Behrens way, from a point about twenty (20') feet north of Valora street to the existing sewer on Behrens way at Denisonview street, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3447. An Ordinance authorizing and directing the construction of a public sewer on the easterly sidewalk and roadway of Crestline street from a point about seventy (70') feet northeast of Crestline place to the existing sewer on the westerly sidewalk of Crestline street, at a point about one hundred (100') feet south of Nimick place, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3448. An Ordinance authorizing and directing the construction of a public sewer on the north sidewalk of Stanton Courts north from Stanton Courts east to the existing sewer on Stanton Courts west, includ-

ing, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3449. An Ordinance authorizing and directing the grading and paving of Twenty-ninth street, from Railroad street to a point approximately four hundred sixty-five (465') feet northwardly therefrom, including the construction of a fifteen (15") inch terra cotta pipe sewer, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof.

Also

No. 3450. An Ordinance authorizing and directing the grading to a width of twenty (20') feet, paving to a width of eighteen (18') feet and curbing the northerly side of Railroad street, from Twenty-eighth street to Thirtieth street, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing for the payment of the City's share thereof.

Also

No. 3451. Petition for the completion of the surfacing of Donora street.

Also

No. 3452. Petition for the grading and paving of Coast avenue, 19th Ward, from Belasco avenue to Banks-ville road.

Also

No. 3453. Petition from residents of the 500 block of Chianti street

for the construction of a drainage gutter on the westerly side of Prince street, from Burpee street about 400 feet southwardly.

Also

No. 3454. Report of the Department of City Planning on Bill No. 1707, Communication from the East Liberty Chamber of Commerce urging construction of a boulevard to connect the business section of East Liberty with the Allegheny River boulevard and the new Highland Park Bridge.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3455. Communication from the Liberty Lubricating Company relative to the condition of the roof of their building at 1301 Washington boulevard resulting from the throwing of rocks, etc., from the Larimer Avenue Bridge.

Also

No. 3456. Petition from residents of the 11th Ward urging that fireworks displays be permitted only within prescribed locations which are not within or near residential districts.

Which were read and referred to the Committee on Public Safety.

Mr. Gallagher presented

No. 3457. An Ordinance amending a portion of Section 35, Department of Public Safety, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law, January 9, 1939.

Which was read and referred to the Committee on Finance.

Also

No. 3458. Communication from Model Home Builders, by Wm. Robison, requesting the opening of Swissvale avenue from Crestline Place Plan of Lots to the city line.

Which was read and referred to the Committee on Public Works.

Mr. Garland presented

No. 3459. Communication from Max Levenson offering to the City property at Crane, Tropical and Beechview avenue, 19th Ward, for \$10,000.00 as a site for a dump.

Which was read and referred to the Committee on Finance.

Also

No. 3460. Communication from E. E. McMonigle, Esq., withdrawing request contained in Bill No. 3158, Communication on behalf of Mrs. C. E. Guth asking for change in name of Cake way, between Casement street and Oakhill street.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 3461. An Ordinance providing for the adoption of a single standard model and type of water meter for installation by the City of Pittsburgh and its water consumers, and providing for the purchase of such meters and meter repair parts.

Also

No. 3462. An Ordinance providing for the letting of a contract for the furnishing and delivery of one Pulsometer Steam Pump for the Bureau of Water, and providing for the payment thereof.

Which were read and referred to the Committee on Filtration and Water.

Mr. Leonard presented

No. 3463. Resolution authorizing and directing the Director of the Department of Public Safety to grant a leave of absence, with pay, to Terrence B. McKnight, patrolman in the Bureau of Police, for a period of four months.

Also

No. 3464. Petition of residents of the Craft avenue and Boulevard of the Allies district, Fourth ward, for change of traffic regulations at the intersection of Craft avenue and the Boulevard of the Allies.

Which were read and referred to the Committee on Public Safety.

Mr. Wolk presented

No. 3465. Resolution authorizing the issuing of a warrant in favor of Disabled American Veterans of the World War, Col. Charles Young Chapter No. 69, in the sum of \$59.25, for expenses incurred in connection with Memorial Day Services in 1939, and charging same to Code Account No. 42, Contingent Fund.

Which was read and referred to the Committee on Finance.

Also (by request)

No. 3466. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, by changing Zone Map, Sheet Z—E10—30, by changing from a "B" Residence Use, Thirty-five Foot Height and First Area District to an "A" Residence Use, Forty-five Foot Height and Third Area District, all that certain property extending eastwardly along the northerly side of Bartlett street, a distance of 70.63 feet from the line of the Commercial District east of Murray avenue.

Which was read and referred to the Committee on Public Works.

Also

No. 3467. An Ordinance establishing the opening grades on East lane, South Side avenue and Shirls street, as laid out and proposed to be dedicated as legally opened highways, by Mary H. Maury, in her plan of lots called "Mary H. Maury Plan No. 1," in the Twenty-sixth ward of the City of Pittsburgh.

Also

No. 3468. An Ordinance refixing the width and position of the sidewalks and roadway of Rhine street, from Itin street to Yetta avenue, and providing for slopes, parking, retaining walls and steps.

Also

No. 3469. An Ordinance granting unto the United States Government the right to construct, maintain and use footings, lamps and a cornice on Murray avenue, near its intersection with Darlington road, Fourteenth ward, City of Pittsburgh, for the purpose of constructing a post office building on the property bounded by the westerly line of Murray avenue and the southerly line of Darlington road.

Also

No. 3470. An Ordinance granting unto James Cutrara, of Pittsburgh, Pennsylvania, the right and privilege to construct, maintain, use and operate a cellar door entrance in the northerly sidewalk of Walnut street, Seventh ward, Pittsburgh, Pa.

Also

No. 3471. An Ordinance vacat-

ing a portion of Reed street, at the intersection of Elmore street.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 3472. An Ordinance fixing the rate of interest at one (1%) per centum per annum on \$750,000.00 Current Expense Bonds 1939, which were sold August 15, 1939, by authority of Ordinance No. 392, approved July 17, 1939.

Also

No. 3473. An Ordinance providing for the letting of a contract for the printing of a report concerning Intercepting Sewerage, Sewage Treatment and Disposal, and providing for the payment thereof.

Also

No. 3474. An Ordinance amending Section 1 of Ordinance No. 181, approved July 27, 1935, entitled, "An Ordinance to provide for the licensing, by the City Treasurer, of vending slot machines and other lawful devices designed and used for amusement and entertainment, after application to, and investigation by, the Bureau of Police.

Also

No. 3475. An Ordinance providing for the licensing of mechanical devices for the playing of games and amusement in the City of Pittsburgh, and providing penalties for the violation thereof.

Also

No. 3476. An Ordinance providing for the letting of contracts for materials, general supplies, equipment and machinery required by the several departments of the City Government, for the year beginning January 1, 1940.

Also

No. 3477. An Ordinance authorizing the City Clerk to employ Louis H. Hartman to complete a W. P. A. project in the City Clerk's office, for a period not to exceed three months, and providing for the payment thereof from Code Account 1003, Miscellaneous Services.

Also

No. 3478. An Ordinance amending a portion of Section 3, City Clerk's

Office, of an ordinance entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Also

No. 3479. An Ordinance amending a portion of Section 29, Department of Lands and Buildings, of Ordinance No. 618, entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh and the rate of compensation thereof," which became a law January 9, 1939.

Also

No. 3480. An Ordinance supplementing Section 30, Department of Lands and Buildings, of an Ordinance entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Also

No. 3481. Resolution authorizing the City Solicitor to accept payment of verdict, interest and costs in the case of the City of Pittsburgh against Antonio Territo, at No. 3600 July Term, 1936; and to execute, in proper form, an Assignment of all right, title and interest of the City in the above verdict of Concetta Territo.

Also

No. 3482. Resolution authorizing and directing the City Controller to accept the total sum of \$100.00 in full settlement of the unsecured promissory note of D. Gondelman, dated November 13 1933, in the sum of \$283.25, and accrued interest from January 3, 1934, and authorizing satisfaction of suit entered of record at No. C2595 April Term, 1939, upon payment of said \$100.00.

Also

No. 3483. Resolution authorizing and directing the City Controller to accept \$350.00 in full payment and settlement of the unsecured judgment note of Albert C. Hirsch, Esq., dated November 1, 1933, in the sum of \$350.00, and accrued interest from December 1, 1937; authorizing delivery

of said note to Albert C. Hirsch upon payment of said \$350.00, and relieving said Controller from further accounting for said note.

Also

No. 3484. Resolution authorizing and directing the City Controller to transfer \$1,900.00 from Code Account No. 1001, Salaries, Regular Employes, Council and City Clerk, to the following code accounts in the office of the City Clerk:

Code Account No.

1002—Salaries, Regular Em-	
ployes	\$ 100.00
1003—Miscellaneous Services---	300.00
1005—Supplies	1,500.00

Also

No. 3485. Resolution authorizing and directing the City Treasurer and Collector of Delinquent Taxes to accept water rents for the years 1927 to 1939 from Colman Industrial Home for Colored Boys, thereby relieving penalty, interest and costs, and where said rents have been liened, authorizing their satisfaction, and charging the costs to the City of Pittsburgh.

Also

No. 3486. Communication from the Steel City Industrial Union Council transmitting resolution adopted by that body condemning action of Council in reducing appropriations for W. P. A. projects, and requesting a hearing in the matter.

Also

No. 3487. Report of the Budget Controller relative to status of rent owed by the Diebold Lumber and Manufacturing Company on city-owned property located on Wabash avenue, 20th Ward.

Also

No. 3488. Communication from Bert E. Kabo, 1568 Cumberland street, Crafton Heights, offering five acres of ground as a site for a city dump.

Also

No. 3489. Communication from Stephen Steranchek, Esq., requesting the replacement of fences torn down at 333-335 Saline street by the contractor on the Four Mile Run road sewer reconstruction.

Also

No. 3490. Communication from

Mrs. Villia F. Henderson, 1143 Fifth avenue, East McKeesport, Pa., requesting payment for Pasteur treatments for her son as the result of being bitten by a mad dog on July 9, 1939.

Also

No. 3491. Communication from the Director of the Department of Public Works advising of approval of order for blockstone at 50 cents per square yard for Water street and the wharf driveway (County Project Pa. 2091-F, Contract No. 5).

Also

No. 3492. Communication from the 17th Ward United Veterans' Association requesting adjustment of water rent on property of their headquarters at 1111 Carson street.

Also

No. 3493. Communications from Local No. 60, Pittsburgh Musical Society, Westinghouse Local 601, United Electrical, Radio and Machine Workers of America, Good Will Lodge No. 178, Pa., Amalgamated Association of Iron, Steel and Tin Workers, et al, endorsing the request of the employees at Mayview in Local No. 72, State, County and Municipal Workers' of America, for an 8-hour day.

Which were severally read and referred to the Committee on Finance.

Also

No. 3494. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, by changing Item (7) of Section 8, "A" Residence District.

Also

No. 3495. Communication from Clara S. Herman, 6414 Denker avenue, Los Angeles, California, relative to violation of agreement by which the city is permitted to fill in her property on Nelson Run road.

Also

No. 3496. Petition for the

grading and paving of the sidewalk on Gertrude street adjoining the First Hungarian Reformed Church property at Johnston avenue.

Also

No. 3497. Petition from property owners of East Kennedy avenue for the paving and curbing of the street as a W. P. A. project.

Also

No. 3498. Communication from A. N. Crouch, Inc., requesting the construction of a sewer system for their property in the 20th Ward.

Also

No. 3499. Communication from Clarence B. Nixon, Esq., recommending consideration of property of Curry Heirs and Mr. and Mrs. Bucar, in Jefferson Township, comprising 60 acres, as a site for a dump.

Also

No. 3500. Communication from Francis E. Wels requesting certain improvements on Crafton boulevard, from Oakwood road to the Pennsylvania Railroad Bridge.

Also

No. 3501. Petition for the repair of Cuthbert street and Gaskel way, 19th Ward.

Which were severally read and referred to the Committee on Public Works.

Mr. Weir moved

That the Minutes of Council of Thursday, August 3, 1939, Monday, August 14, 1939, and Tuesday, August 15, 1939, be approved.

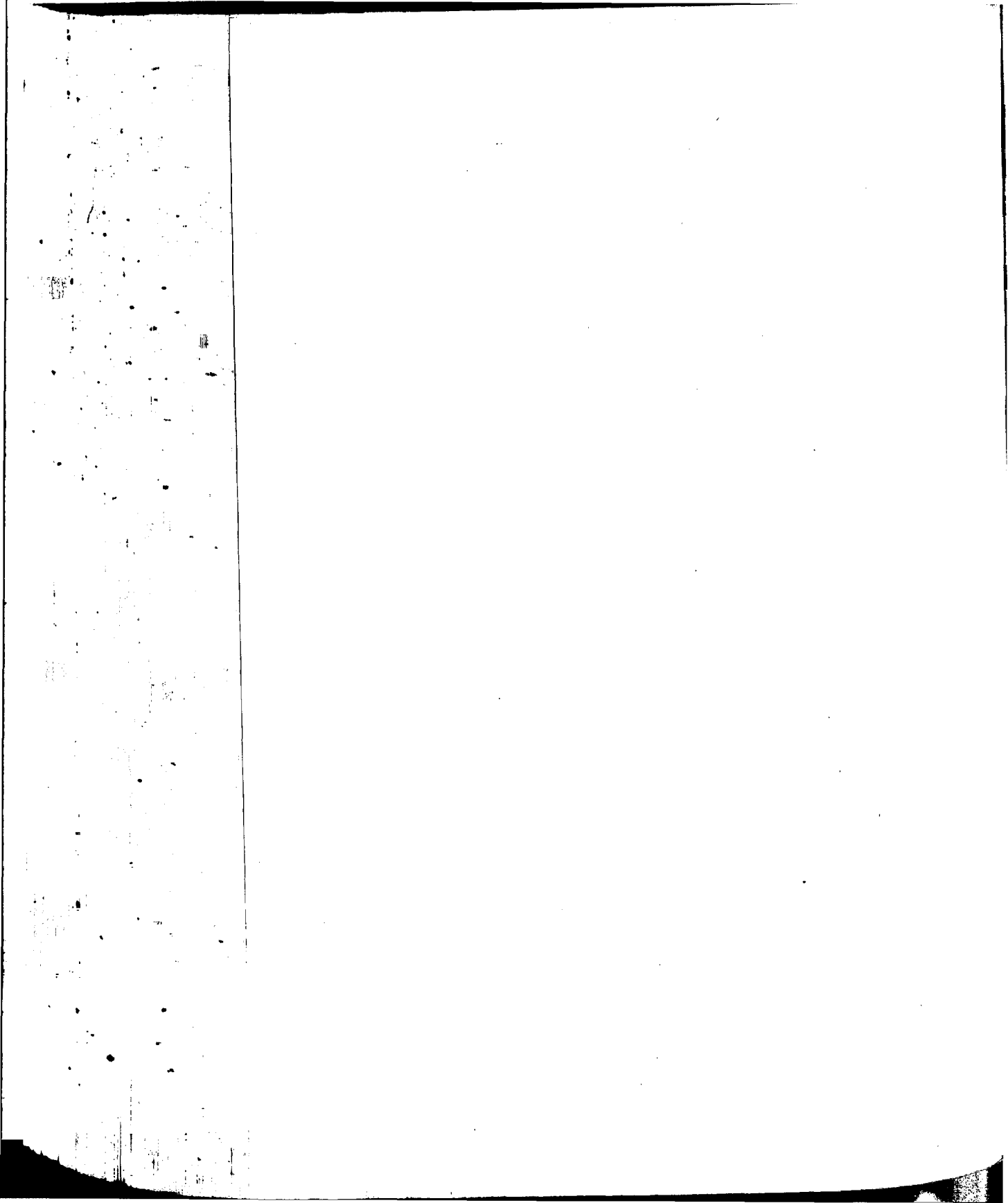
Which motion prevailed.

Mr. McArdle moved

That Council adjourn to meet at the call of the Chair.

Which motion prevailed.

And Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Thursday, August 31, 1939

No. 40

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON--Ass't City Clerk

Pittsburgh, Pa.

August 28, 1939.

Council met pursuant to the following call:

Mr. James W. Patterson,
Clerk of Council.

Dear Sir:

Please call a special meeting of Council for Thursday, August 31, 1939, at 10:00 o'clock, A.M. (E.S.T.) for the consideration of committee reports and such other business as may come before the meeting.

Yours very truly,

JAMES L. O'TOOLE, JR.

President of Council.

Which was read, received and filed.

Present Messrs:

Demmler	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Absent Messrs:

Evans	Weir
-------	------

REPORTS OF COMMITTEES

Mr. Demmler presented

No. 3502. Report of the Committee on Finance for August 30, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Mr. Demmler moved

That Rule 8 be suspended, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from Committee, at least forty-eight hours previous to their final consideration by Council.

Which motion prevailed.

Mr. Demmler also presented, with an affirmative recommendation,

Bill No. 3179. An Ordinance entitled, "An Ordinance regulating automobile parking on the Monongahela Wharf and the Duquesne Wharf; fixing the fees therefor, and providing penalties for the violation thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Gallagher

Garland

Leonard

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2975. An Ordinance entitled, "An Ordinance supplementing Section 83, Bureau of Recreation, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 9, 1939."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Gallagher

Garland

Leonard

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3472. An Ordinance entitled, "An Ordinance fixing the rate of interest at one (1%) per centum per annum on \$750,000.00 Current Expense Bonds 1939, which were sold August 15th, 1939, by authority of Ordinance No. 392, approved July 17th, 1939."

Which was read.

Mr. Demmler moved

McArdle

Wolk

O'Toole, (Pres't)

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Gallagher

Garland

Leonard

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3457. An Ordinance entitled, "An Ordinance amending a portion of Section 35, Department of Public Safety, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 9, 1939."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Gallagher

Garland

Leonard

Ayes 7. Noes none.

McArdle

Wolk

O'Toole, (Pres't)

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3477. An Ordinance entitled, "An Ordinance authorizing the City Clerk to employ Louis H. Hartman to complete a W.P.A. project in the City Clerk's office, for a period not to exceed three months, and providing for the payment thereof from Code Ordinance 1003, Miscellaneous Services."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3478. An Ordinance entitled, "An Ordinance amending a portion of Section 3, City Clerk's Office, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 9th, 1939."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3473. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the printing of a report concerning Intercepting Sewerage, Sewage Treatment and Disposal, and providing for the payment thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3438. An Ordinance entitled, "An Ordinance setting aside and appropriating the sum of Ten Thousand (\$10,000.00) Dollars from Bond Fund 140, General Public Improvements 1939, for the payment of the City's share of the cost of the improvements of Brahm, Solar and Overbeck streets, in conjunction with the Federal Work Projects Administration."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3432. An Ordinance entitled, "An Ordinance accepting a deed of right of way or easement from The Pittsburgh Junction Railroad Company and The Schuylkill Improvement Land Company of Philadelphia over certain real estate of the grantors from an intersection with the existing sewer at Sylvan Avenue Bridge across Saline, Acorn and Alexis streets along Four Mile Run Road and Boundary street to a point in Boundary street, 1,075 feet north of Saline street, and providing for the sum of \$675.40, and providing for certain obligations of the City of Pittsburgh by reason of the construction, reconstruction and maintenance of the Four Mile Run Relief Sewer."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3428. An Ordinance entitled, "An Ordinance amending Section 1 of Ordinance No. 381, approved August 18, 1938, entitled, 'An Ordinance accepting the offer of the United States of America to aid by way of grant in financing the construction of two combination bath and field houses, including necessary equipment therefor, identified as Docket No. Pa. 1633-F and agreeing to the terms thereof.'"

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler

McArdle

Gallagher

Wolk

Garland

O'Toole, (Pres't)

Leonard

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3429. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of a relief sewer on Mulford and Cora streets, from Hale street to the sewer on Cora street at a point about three hundred twenty (320') feet southwest of Mulford street, and providing for the payment of the cost thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

McArdle

Gallagher

Wolk

Garland

O'Toole, (Pres't)

Leonard

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3430. An Ordinance entitled, "An Ordinance setting aside and appropriating the aggregate sum of \$27,200.00 from Bond Fund Nos. 131 and 132, for the payment of the City's share of the cost, including salaries, to carry out and complete certain survey and planning work as conducted by the Department of City Planning in conjunction with the Federal Work Projects Administration."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

McArdle

Gallagher

Wolk

Garland

O'Toole, (Pres't)

Leonard

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3374. An Ordinance entitled, "An Ordinance appropriating the sum of Eighteen Hundred (\$1800.00) Dollars from Bond Fund -----, for the payment of the City's share of the cost of making a field survey of smoke conditions in the City of Pittsburgh, to be carried out and completed in conjunction with the Federal Work Projects Administration, including the payment of the cost of supplies, miscellaneous services, materials, rentals, equipment, labor and engineering and general supervisory services."

In Finance Committee, August 30, 1939, read and amended in Section 1 and in the title by striking out the words "Eighteen Hundred (\$1800.00) Dollars" and inserting in lieu thereof the words "Sixteen Hundred (\$1600.00) Dollars" and by inserting in the blank spaces the number "129," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't).
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3433. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of A. Parente & Son, for \$99.90 and J. P. Holleran for \$35.93 in payment of extra work done on contracts in connection with P.W.A. projects for the benefit of the City without previous authority of law."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't).
Leonard	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3434. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Monongahela and Ohio Dredging Company for \$61.88 in payment for dredging the Outlet of Nineteenth Street Sewer for the benefit of the City without previous authority of law."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't).
Leonard	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3435. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of M. O'Herron Company for \$5,109.05 in payment of the construction of Nineteenth Street Sewer for the benefit of the City without previous authority of law."

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3436. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of Hunter Steel Company in the total sum of \$100.00 in payment of extra work done on contracts in connection with W.P.A. projects for the benefit of the City without previous authority of law."

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3287. Resolution authorizing the City Controller to transfer \$2,000.00 from Code Account No. 1763, Fuel, Coal, Mechanical Division, and \$2,500.00 from Code Account No. 1770, Electric Current, Mechanical Division, to Code Account No. 1752, Materials, Filtration Division, Bureau of Water, Department of Public Works.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3439. Resolution authorizing and directing the City Controller to transfer the following sums, amounting in the aggregate to \$6,900.00, from and to certain code accounts within the Bureau of Highways & Sewers, and Division of Garage and Repair Shop, D.P.W.

From Code Accounts:

No. 1629—Equipment, Cleaning	
Highways, Bu. of H. & S.	\$3,000.00
No. 1635-1—Equipment, Repairing	
Highways, B. of H. & S.	1,200.00
No. 1659—Material, Asphalt	
Plant	1,200.00
No. 1661—Equipment, Asphalt	
Plant	1,500.00
	<hr/>
	\$6,900.00

To Code Accounts:

1515 Materials, Div. Garage	
and Repair Shop	\$4,500.00

1516	Repairs, Div. Garage and Repair Shop	1,000.00
1615	Supplies, Stables & Yards, Bu. of H.&S.	500.00
1617	Repairs, Stables & Yards, Bu. of H.&S.	200.00
1652	Wages, Vacation, Bu. of H. & S.	700.00
		<hr/> \$6,900.00

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken. and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Gallagher	Wolk
Garland	O'Toole (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3441. Resolution authorizing and directing the City Controller to transfer sums listed below, all within the code accounts of the Bureau of Recreation, Department of Public Works:

From Code Account:		
1898	Repairs, Office	\$ 25.00
1899	Equipment, Office	175.00
1902	Miscellaneous Services, Grounds and Buildings...	2,000.00
1907	Equipment, Grounds and Buildings	500.00
1909	Wages, Temp. Emp., Women and Children....	200.00
1911	Supplies, Women and Children	700.00
1912	Materials, Women and Children	3.84
1913	Equipment, Women and Children	440.73
1915	Wages, Temp. Emp. Men and Boys	400.00

1910	Miscellaneous Services, Men and Boys	25.00
1919	Equipment, Men and Boys	100.00
1929	Wages, Temp. Emp., S. Murray S. P. & B. H....	318.00
1936	Wages, Temp. Emp. Carnegie L. S. P.....	1,000.00
1937	Miscellaneous Services, Carnegie Lake	25.00
1939	Materials, Carnegie L. S. P.	50.00
1941	Equipment, Carnegie L. S. P.	900.00
		<hr/> \$6,862.57

To Code Account:

1901	Wages, Temp. Emp., Grounds and Buildings...	\$6,737.57
1917	Toys, Games, Ath. Supplies, Men and Boys....	125.00
		<hr/> \$6,862.57

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken. and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3442. Resolution authorizing and directing the City Controller to transfer the sums listed below, all within the code accounts of the Bureau of Parks, Department of Public Works:

From Code Accounts No.:

1798	Salaries, General Office...	\$ 242.00
1801	Materials	800.00
1803	Equipment	1,000.00
1807	Wages, Park Patrolmen...	380.00

1821	Salaries, Schenley Con-	
	servatory -----	1,264.00
1829	Salaries, North Side Con-	
	servatory -----	1,760.00
1831	Wages, North Side Con-	
	servatory -----	150.00
1848	Wages, Highland Park---	200.00
1859	Salaries, Highland Park	
	Zoo -----	200.00
1861	Wages, Highland Park	
	Zoo -----	700.00
1869	Wages, Riverview Park--	850.00
1880	Wages, West Park-----	800.00

Total -----\$8,366.00

To Code Accounts No.:

1799	Miscellaneous Services----	\$ 50.00
1800	Supplies -----	2,418.00
1806	Wages, Schenley Park----	3,175.00
1823	Wages, Schenley Con-	
	servatory -----	700.00
1839	Wages, Small Parks-----	2,023.00

Total -----\$8,366.00

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:--Messrs.

Demmler	McArdle
Galiagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3484. Resolution authorizing and directing the City Controller to transfer \$1,900.00 from Code Account No. 1001, Salaries, Regular Employees, Council and City Clerk, to the following code accounts in the office of the City Clerk:--

Code Account No.

1002 Salaries, Regular

Employees -----	\$ 100.00
-----------------	-----------

1003 Miscellaneous Services--- 300.00

1005 Supplies ----- 1,500.00

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:--Messrs.

Demmler	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2865. Resolution authorizing and directing the Law Department to petition the Court of Common Pleas, in accordance with the Act of May 21, 1937, P.L. 787, for the sale of property formerly of C. W. Hollingsworth, being part of Lot No. 48 on Arlington (formerly Brownsville) avenue, 18th Ward, acquired by the City by Sheriff's Deed dated July 21, 1900, and recorded in Recorder's Office in Deed Book Volume 14, page 1, and also in Common Pleas Court Deed Record Volume 16, and authorizing and directing the Mayor, upon approval by the Court, to execute and deliver a deed for said property to the Church of the Living God, Robert Felder, Alverta, Duncan and Amanda Harris, Trustees, for the sum of \$100.00.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2866. Resolution authorizing and directing the Law Department to petition the Court of Common Pleas, in accordance with the Act of May 21, 1937, P.L. 787, for the sale of property formerly of Thomas Curran "HRS" on Kiralfi street (formerly Kenberma avenue), acquired by the City by Sheriff's Deed dated April 20, 1915, and recorded in the Recorder's Office in Deed Book Volume 1857, page 6, and, authorizing and directing the Mayor, upon approval by the Court, to execute and deliver a deed for said property to Herbert J. Sill and Anna E. Sill, his wife, for the sum of \$75.00.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2741. Resolution authorizing and directing the Law Department to petition the Court of Common Pleas for the sale of property formerly of Jacob K. Dravo, located on Maginn street, between Catherine and Twain streets, 26th Ward, being lots numbered 23 and 24, acquired for

City taxes by Sheriff's Deed dated May 4, 1935, and recorded in the Recorder's Office in Deed Book Volume 2548, page 141, and authorizing and directing the Mayor to execute and deliver a deed for the aforesaid property to John C. Ackerman and Louisa Ackerman, his wife, of 845 Maginn street, for the sum of \$500.00, upon approval by the Court, in accordance with the terms of the Act of May 21, 1937, P.L. 787.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2743. Resolution authorizing and directing the Law Department to petition the Court of Common Pleas for the sale of property formerly of Alfred R. Nebb, located on Saline street, formerly Forward avenue, between Boundary and Anthony streets, 15th Ward, acquired for City taxes by Sheriff's Deed dated September 12, 1925, and recorded in the Recorder's Office in Deed Book Volume 2201, page 89, and authorizing and directing the Mayor to execute and deliver a deed for Lot No. 125 to Nick Batyko and Julia Batyko, his wife, of 410 Saline street, for the sum of \$240.00, upon approval by the Court, in accordance with the terms of the Act of May 21, 1937, P.L. 787.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't).
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3481. Resolution authorizing the City Solicitor to accept payment of verdict, interest and costs in the case of the City of Pittsburgh against Antonio Territo, at No. 3600 July Term, 1936, and further authorizing and directing him to execute, in proper form, an Assignment of all rights, title and interest of the City of Pittsburgh in the above verdict to Concetta Territo.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3485. Resolution authorizing and directing the City Treasurer and Collector of Delinquent Taxes to accept water rents for the years 1927 to 1939, from Colman Industrial Home for Colored Boys, thereby relieving penalty, interest and costs, and

where said rents have been liened, the liens are to be satisfied and the costs charged to the City of Pittsburgh.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3348. Resolution authorizing the issuing of a warrant in favor of Ferdinand Meyers, Jr., Emma K. Meyers, his wife, and General Exchange Insurance Company, Baum Boulevard at Craig street, Pittsburgh, Pa., in the sum of \$124.00 in full settlement of their claim for automobile damage sustained March 31, 1939, at Kathleen street and Bailey avenue, Pittsburgh, Pa., and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3465. Resolution authorizing the issuing of a warrant in favor of Disabled American Veterans of the World War, Col. Charles Young Chapter No. 69, in the sum of \$59.25, for expenses incurred in connection with Memorial Day Services in 1939, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And these being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Demmler (for Mr. Evans) presented

No. 3503. Report of the Committee on Public Works for August 30, 1939, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3440. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the northwest sidewalk of Banksville road, from a point about fifty (50') feet northeast of McMonagle avenue to the existing sewer on the northwest sidewalk of Banksville road, about one thousand (1000') feet, northeast of McMonagle avenue, including, as may be necessary, the excavation of exploratory test holes, providing for the letting of a contract or

contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3446. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the east sidewalk and roadway of Behrens street and Behrens way, from a point about twenty (20') feet north of Valora street to the existing sewer on Behrens way at Denison-view street, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3447. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the easterly sidewalk and roadway of Crestline street, from a point about seventy (70') feet north-east of Crestline place to the existing sewer on the westerly sidewalk of Crestline street, at a point about one hundred (100') feet south of Nimick place, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3448. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the north sidewalk of Stanton Courts North from Stanton Courts East to the existing sewer on Stanton Courts West, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3227. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-W15, by changing from a "B" Resi-

dence and First Area District to a Commercial and Second Area District, all that certain property at the south corner of Broadhead Fording Road and West Prospect avenue, having a frontage of 60 feet on Broadhead Fording road and a frontage of 80 feet on West Prospect avenue."

Which was read.

Mr. Gallagher moved

That the bill be laid on the table.

Which motion prevailed.

Mr. Wolk presented

No. 3504. Report of the Committee on Public Service and Surveys for August 30, 1939, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3468. An Ordinance entitled, "An Ordinance refixing the width and position of the sidewalks and roadway of Rhine street, from Itin street to Yetta avenue, and providing for slopes, parking, retaining walls and steps."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

Which was read.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Gallagher

Garland

Leonard

McArdle

Wolk

O'Toole, (Pres't).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3469. An Ordinance entitled, "An Ordinance granting unto the United States Government the right to construct, maintain and use footings, lamps and a cornice on Murray avenue, near its intersection with Darlington road, Fourteenth Ward, City of Pittsburgh, for the purpose of constructing a post office building on the property bounded by the westerly line of Murray avenue and the southerly line of Darlington road."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Gallagher

Garland

Leonard

McArdle

Wolk

O'Toole, (Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Leonard presented

No. 3505. Report of the Committee on Public Safety for August 30, 1939, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3463. Resolution authorizing and directing the Director of the Department of Public Safety to grant a leave of absence, with pay, to Terrence B. McKnight, patrolman in the Bureau of Police, on account of illness, for a period of four months.

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

PRESENTATIONS

Mr. Demmler for Mr. Evans) presented

No. 3506. An Ordinance appropriating and setting aside the aggregate amount of \$28,000.00 for the payment of engineering and other necessary expenses for the improvements to the public highway, bridge and viaduct, park and recreation systems of the City in the Department of Public Works, to be carried out in connection with the Federal Works Agency, Public Works Administration Program from the proceeds to be derived from the sale of General Public Improvement Notes.

Also

No. 3507. An Ordinance amending a portion of Section 12, City Planning Commission, of Ordinance No. 618, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Also

No. 3508. Communication from the Department of Public Works advising of extra work on contract for the improvement of Magee Playground.

Which were severally read and referred to the Committee on Finance.

Also

No. 3509. An Ordinance a-

mending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E15, by changing from an "A" Residence District to a Commercial District, all that certain property fronting on southerly side of Centre avenue extending 55 feet westwardly from the line of the Commercial District west of Morgan street, and having a uniform depth of 80 feet.

Which was read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 3510. An Ordinance appropriating and setting aside the sum of \$15,000.00 from Bond Fund No. 136, Public Improvement Notes, for the construction of a nurses' home and physicians' building at the Leech Farm Tuberculosis Sanatorium.

Which was read and referred to the Committee on Finance.

Mr. Wolk presented

No. 3511. An Ordinance establishing the grade of Bricelyn street, from Madonna street to Odus way.

Also

No. 3512. An Ordinance establishing the grade of Eymard street, from Frankstown avenue to Foch street.

Also

No. 3513. An Ordinance establishing the grade of Foch street, from Eymard street to Kilmer street.

Also

No. 3514. An Ordinance establishing and re-establishing the grade of Kilmer street, from Bricelyn street to Foch street.

Also

No. 3515. An Ordinance establishing the grade of Madonna street, from Frankstown Avenue to Eymard street.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 3516. An Ordinance authorizing the Department Heads of the City of Pittsburgh to allow City Employees mileage at the rate of 5c per mile when using their own automobiles in the performance of their duties.

Also

No. 3517. An Ordinance authorizing the issuance of warrants to Edward S. Vogler in the amount of \$88.60; John J. Lyon in the amount of \$56.40; Aloysius Miller in the amount of \$56.40; Harry Lempp in the amount of \$56.40; John Ryan in the amount of \$56.40; Albert E. Florig in the amount of \$88.60; Sylvester Stoehr in the amount of \$97.00; George Puff in the amount of \$28.20; George Conley in the amount of \$10.20 and Leo Duke in the amount of \$12.30.

Also

No. 3518. Resolution authorizing and directing the City Controller to transfer the sum of \$1,500.00 from Code Account No. ---- to Code Account No. 1018, Supplies, Office of the Mayor.

Also

No. 3519. Communication from the Department of Public Works advising of extra work on contract with the Pittsburgh-Des Moines Steel Company for re-lettering signs on P.W.A. Project for erection of roofs on Allentown Tank No. 2 and Lincoln Tank, amounting to \$72.00.

Also

No. 3520. An Ordinance appropriating and setting aside the aggregate amount of \$44,960.00 for the payment of the cost for improvement to the Public Park and Recreation System of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States.

Also

No. 3521. An Ordinance providing for a contract for a Pitometer Water Waste Survey of a portion of the water distribution system of the City of Pittsburgh, and for the payment of the cost thereof.

Which were severally read and referred to the Committee on Finance.

Also

No. 3522. Communication from Leo I. Shapiro, Esq., offering, on behalf of property owners, to dedicate portion of Covode street, 14th Ward, to public use.

Also

No. 3523. Communication from the Civic Club of Lincoln Avenue District calling attention to conditions existing on Ebel street, Campania avenue, Worthington street and Funston street, and asking that they be improved as W.P.A. projects.

Which were read and referred to the Committee on Public Works.

Also

No. 3524. Communication from the Federal Trade Commission acknowledging receipt of data relative to bids on plumbing, heating and electrical work required by the City of Pittsburgh.

Which was read, received and filed.

Also

No. 3525. Communication from the Department of Public Safety advising of institution of 60-day trial of No Left Turn at any time from the southwest on Beeler street to the northwest on Wilkins avenue.

Which was read, received and filed.

Also

No. 3526. Communication from the Department of Public Safety advising of institution of 60-day trial of No Parking at any time on Alderson street, between Maeburn road and Morrowfield avenue, westerly side.

Which was read, received and filed.

Mr. Wolk moved

That Council adjourn until Monday, September 11, 1939, at 1:00 o'clock, P.M. (Eastern Standard Time).

Which motion prevailed.

And Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Monday, September 11, 1939

No. 41

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON...Ass't City Clerk
Pittsburgh, Pa.

September 11, 1939.

Council met.

Present:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Absent:—Messrs.

Demmler	Weir
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PRESENTATIONS

Mr. Evans (for Mr. Demmler) presented

No. 3527. Resolution authorizing and directing the City Controller to accept the sum of \$1,000.00 in full settlement of the unsecured judgment note of James Wayne Brown, dated September 26, 1932, in the sum of \$2,852.18, and accrued interest thereon from November 25, 1932, authorizing satisfaction of the judgment of record entered at D. S. B. No. 606 October Term, 1937, upon receipt of said \$1,000.00, and relieving said Controller from further accounting for said note.

Also

No. 3528. An Ordinance provid-

ing for the letting of a contract for the furnishing and delivery of one Calculating Machine for the Department of City Planning, and providing for the payment thereof.

Which were read and referred to the Committee on Finance.

Mr. Evans presented

No. 3529. An Ordinance amending portions of Section 23, Department of Public Health, Tuberculosis Hospital; Section 24, Department of Public Health, Municipal Hospital; Section 33, Department of Public Welfare, Mayview City Home and Hospital; Section 76, Department of Public Works, Bureau of Parks, Highland Park Zoo; Section 80, Department of Public Works, Mechanical Repairs; Section 82, Department of Public Works, Painting and Repairs; Section 83, Department of Public Works, Bureau of Recreation, by eliminating from said sections certain positions; and Section 30, Department of Lands and Buildings, Bureau of Repairs, and Section 31, Department of Lands and Buildings, Bureau of Operating Maintenance, by recreating in said sections the positions eliminated from the foregoing sections of Ordinance No. 618, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939, as amended by Ordinance No. 234, approved May 10, 1939, Ordinance No. 43, approved February 1, 1939, Ordinance No. 67, approved February 16, 1939, and Ordinance No. 354, approved July 1, 1939.

Also

No. 3530. An Ordinance amending a portion of Section 1 of Ordinance No. 411, approved August 14,

1939, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Works Agency, Public Works Administration projects, for certain improvements to the public highway, sewerage, drainage, bridges and viaducts, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor."

Also

No. 3531. An Ordinance amending portions of Section 1 of Ordinance No. 307, approved April 28, 1939, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor," as amended and supplemented.

Also

No. 3532. An Ordinance amending portions of Section 1 of Ordinance No. 403, approved September 10, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes," as amended and supplemented.

Also

No. 3533. An Ordinance amending and supplementing a portion of Section 1 of Ordinance No. 371, approved July 3, 1939, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public sewerage, drainage, park and recreation systems of the

City of Pittsburgh in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor."

Also

No. 3534. An Ordinance appropriating and setting aside the aggregate amount of \$18,744.00 for the payment of the cost for improvement to the public park and recreation system of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States.

Also

No. 3535. Resolution authorizing and directing the City Controller to transfer the sum of \$50.00 from Code Account No. 1602, Equipment, to Code Account No. 1600, Supplies, Bureau of Deed Registry, Department of Public Works.

Also

No. 3536. An Ordinance appropriating the sum of Five Thousand (\$5,000.00) Dollars from Bond Fund 132 for the payment of the City's share of the cost of a Pitometer aWater Waste Survey of a portion of the water distribution system of the City of Pittsburgh, to be carried out by the Department of Public Works in conjunction with the Federal Work Projects Administration.

Also

No. 3537. An Ordinance creating four temporary positions in the Department of Public Works, Bureau of Tests, for inspection and testing of all material used in contracts for the construction of the new Municipal Hospital and additions to Leech Farm Tuberculosis Sanatorium; fixing the rate of compensation therefor, and providing for payment thereof.

Also

No. 3538.

Resolution authorizing and directing the City Controller to make the following transfers within the Department of Public Works:

FROM CODE ACCOUNTS

Filtration Division, Bureau of Water

No. 1743—Wages, Regular Laborers, Jan. to March—\$ 35.08

No. 1744—Wages, Regular Laborers, April to June--- 38.00
 No. 1747—Wages, Temp. Laborers, Jan. to March--- 18.13
 Mechanical Division, Bureau of Water
 No. 1755—Salaries, Regular Employees -----\$ 748.28
 No. 1757—Wages, Regular Laborers, Jan. to March--- 430.71
 No. 1762—Wages, Temp. Laborers, Jan. to March--- 226.89
 No. 1763—Wages, Temp. Laborers, April to June--- 8.76
 Distribution Division, Bureau of Water
 No. 1778—Wages, Temp. Laborers, Jan. to March---\$ 104.54
 No. 1779—Wages, Temp. Laborers, April to June--- 489.61
 Total-----\$2,100.00

TO CODE ACCOUNT

No. 1515—Materials, Division of Garage and Repair Shop -----\$2,100.00

Also

No. 3539. Communication from the Department of Public Works advising of extra work required in the amount of \$82.97 for caiking windows and doors at Highland Park Comfort Station, Project Pa. 1600-F, Contract No. 20, General.

Which were severally read and referred to the Committee on Finance.

Also

No. 3540. Communication from George P. Rush and Chas. D. Siegle, on behalf of petitioners, urging the passage of Bill No. 3303, An Ordinance amending the Zoning Ordinance by changing from Commercial Use to Residence Use, property fronting on the southerly side of Ellsworth avenue, from Summerlea street to a line dividing properties now or late of A. C. Maurice and Isiah S. Pachter Estate.

Also

No. 3541. Petition for the grading of Lunar way, and requesting another hearing in the matter.

Also

No. 3542. Communication from S. S. Kresge Company, by Geo. F. Carroll, Resident Engineer, requesting con-

struction of a sewer to connect their building under construction at North Highland avenue and Station street.

Which were severally read and referred to the Committee on Public Works.

Mr. Gallagher presented

No. 3543. An Ordinance providing for the letting of a contract or contracts for the resurfacing of approximately 6400 square yards of pavement, and surface treating approximately 10,000 square yards of pavements at the City Home and Hospitals, Mayview, and providing for the payment thereof.

Which was read and referred to the Committee on Public Welfare.

Also

No. 3544. Resolution authorizing and directing the City Controller to transfer the sum of \$150.00 from Code Account 1332, Supplies, to Code Account 1353, Supplies, Mayview Coal Mine, Department of Public Welfare.

Which was read and referred to the Committee on Finance.

Also

No. 3545. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Hospital Equipment; Bed Spreads and Blankets; Chinaware, Silverware and Miscellaneous Kitchen Equipment for the Pittsburgh City Home and Hospitals, and providing for the payment thereof.

Which was read and referred to the Committee on Public Welfare.

Mr. McArdle presented

No. 3546. An Ordinance authorizing the employment of 2 Assistant Field Inspectors, 1 Engineering Inspector, 1 Transcribing Clerk and 1 Report Clerk, and fixing the rate of compensation therefor, in connection with the construction of the Municipal Hospital, PWA Docket No. Pa. 2218-F, and in connection with the additions and alterations to Leech Farm Sanatorium, PWA Docket No. Pa. 2154-F.

Also

No. 3547. Resolution authorizing and directing the City Controller to transfer the sum of \$5,000.00 from Code Account 1233, Repairs, Tuberculosis Hospital, to the following code accounts:

1219—Supplies, Division of Transmissible Diseases-----\$4,600.00

1224—Supplies, Division of
Bacteriology ----- 300.00
1227—Equipment, Division of
Bacteriology ----- 100.00

Which were read and referred to the Committee on Finance.

Mr. Wolk (for Mr. Weir) presented

No. 3548. Communication from B. Reagan, 903 Bryn Mawr road, relative to his inability to obtain a certain book at the Carnegie Free Library.

Which was read and referred to the Committee on Parks and Libraries.

Mr. Wolk presented

No. 3549. Resolution authorizing the issuing of a warrant in favor of First Nurses Chapter No. 67, Disabled American Veterans of the World War, in the sum of \$135.00, for Armistice and Memorial Day expenses, and charging same to Code Account No. 42, Contingent Fund.

Which was read and referred to the Committee on Finance.

Also

No. 3550. Petition for change of grade of Kendall street to Celadine street, 10th Ward.

Also

No. 3551. Communication from the Law Department transmitting financial statements, etc., of the Pittsburgh Motor Coach Company for the months of July, 1939, and 1938.

Also

No. 3552. Communication from Representative Elmer J. Holland transmitting copy of his letter to the Public Utility Commission opposing the new gas rates of the Peoples Natural Gas Company which become effective November 16, 1939, and requesting Council's cooperation in opposition thereto.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 3553. An Ordinance appropriating the sum of \$14,000.00 to the Stores Trust Fund, Department of Supplies.

Also

No. 3554. An Ordinance creating and establishing temporary positions in the Department of Law; fixing

the rate of compensation, and providing for the payment thereof.

Also

No. 3555. Resolution authorizing and directing the City Controller to transfer the sum of \$8,185.00 from Code Account ----- to the following code accounts in the Department of Lands and Buildings:

No. 1366 ----- \$ 529.00
No. 1368 ----- 2,415.80
No. 1370 ----- 5,249.20

Also

No. 3556. Resolution authorizing and directing the City Controller to transfer \$2,202.00 to Code Account 1074, Salaries, and \$1,000.00 to Code Account 1079, Equipment, from Code Account 1085, Reorganization of Pittsburgh Railways Company and Pittsburgh Motor Coach Company, Department of Law.

Also

No. 3557. Resolution authorizing the City Solicitor to file a petition for the intervention of the City of Pittsburgh and the City Controller as amici curiae in the case of John Wilds et al vs. The School District of the City of McKeesport, at No. 1616 April Term, 1939, to assist in the preparation of the brief and to print the requisite records and brief at the cost of the City.

Also

No. 3558. Resolution authorizing and directing the City Controller to transfer sums aggregating \$3,159.95 from Code Account ----- to the following code accounts in the Department of Supplies:

1128—Miscellaneous Services ---\$1,254.50
1129—Supplies ----- 974.05
1131—Repairs ----- 92.75
1132—Equipment ----- 838.65

Also

No. 3559. Communication from Harry B. Goldman, Electro-Mechanical Engineer, 720 E. Shady drive, Mt. Lebanon, relative to the specifications for the elevator equipment for the new municipal hospital.

Also

No. 3560. Communication from the United States Naval Reserve, 4th Naval District, Sixth Division, requesting an appropriation of \$500.00 for 1940.

Also

No. 3561. Communication from

the Director of the Department of Public Works advising of extra work done on Contract No. 7133 for the replacement of hot and cold water lines in the City-County building, in the amount of \$3,400.00, of which one-half is to be borne by the City and one-half by the County.

Also

No. 3562. Communication from the City Treasurer transmitting statement of collection of delinquent taxes for the periods August 16 to 31, 1939, and January 1 to August 31, 1939; also statement of accounts of the City Solicitor.

Also

No. 3563. Petition for compromise of delinquent taxes on property of Thomas Aloe, deceased, 10th Ward, under Act No. 35, approved November 23, 1938.

Which were severally read and referred to the Committee on Finance.

Also

No. 3564. Communication from the East Liberty Chamber of Commerce transmitting copy of resolution adopted by that body urging prompt action on the agreement between the State, County and City required in connection with the proposed grade separation project for Bigelow boulevard at Seventh avenue.

Also

No. 3565. Communication from the East Liberty Lions Club transmitting copy of resolution adopted by that body protesting the prolonged closing of Bigelow boulevard and urging that the proposed traffic grade separation project at Seventh avenue be expedited in order to avoid closing the boulevard a second time.

Also

No. 3566. Petition of residents and property owners of the 29th Ward to have Glade, Celtic and Ellendale streets improved as a W. P. A. project.

Also

No. 3567. Petition for certain improvements on Ivondale street, 15th Ward.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3568. Communication from The Sheffield Land Company, R. W.

Hannan, President, requesting the City to purchase water lines laid by said company in 1928 on Forest Glen road, 14th Ward, at a cost of \$4,248.83.

Which was read and referred to the Committee on Filtration and Water.

UNFINISHED BUSINESS

The Chair took up

Bill No. 3227. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—W15, by changing from a 'B' Residence and First Area District to a Commercial and Second Area District, all that certain property at the south corner of Broadhead Fording road and West Prospect avenue, having a frontage of 60 feet on Broadhead Fording road and a frontage of 80 feet on West Prospect avenue."

In Council, August 31, 1939, bill read and laid on the table.

And the bill was read a second time and agreed to.

Mr. Wolk moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time.

Mr. Gallagher moved

That the bill be laid over for another week in order to give the protestants an opportunity to file a withdrawal of their protest.

Which motion prevailed.

REPORTS OF COMMITTEES

Mr. Evans (for Mr. Demmler) presented

No. 3569. Report of the Committee on Finance for August 30, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also

Bill No. 2622. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of Allegheny Equipment Corporation for \$168.04; Motive Parts Company for \$81.81; Bendix-Westinghouse Brake Station for \$66.18; Dravo-Doyle Company for \$102.95; Miller Chevrolet Company for \$27.52; North Side Buick Company for \$9.34; Dixon Motor Company for \$728.18; Sterling Motors Corporation for \$421.82; Reo Sales Corporation for \$294.94; Duquesne Slag Products Co. for \$498.66; Neville Lime Company for

\$230.18; Kelley Island Lime and Transport for \$4,431.44; Snyder and Swanson, Inc., for \$39.98; Johnson Auto Service for \$21.75; Standard Oil of Penna. for \$641.80; Valley Camp Coal Company for \$145.78; W. S. Tyler Company for \$163.20; Pittsburgh Sports Shop, Inc., for \$14.41, and A. G. Spalding & Bros. for \$10.95, in payment of supplies and materials furnished for the benefit of the City without previous authority of law."

In Finance Committee, August 30, 1939, bill read and ordered returned to Council with an affirmative recommendation, subject to report from the Budget Controller.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Evans also presented

No. 3570.

September 1, 1939.

President and Members,
City Council,
Pittsburgh, Pa.
Gentlemen:

In Re: Bill No. 2622.

The above Bill No. 2622 was affirmative subject to a report from the Budget Controller, as to whether the funds were still available in the various code accounts from which the several items in this bill are made chargeable.

The various accounts have been checked and there are sufficient funds to provide payment for all items contained in this bill, therefore, I would recommend the final passage of the bill.

Respectfully yours,

RICHARD NEFF,
Budget Controller.

Which was read, received and filed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agree-

ably to law, and were:

Ayes:—Messrs.

Evans	Leonard
Gallagher	McArdle
Garland	Wolk

Noes:

Mr. O'Toole, (Pres't)

Ayes 6. Noes 1.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Mr. Evans presented

No. 3571. Report of the Committee on Public Works for August 30, 1939, transmitting two ordinances to Council.

Which was read received and filed.

Also, with an affirmative recommendation.

Bill No. 3189. An Ordinance entitled, "An Ordinance opening Ashdale street, from Zatek way to Zelda way, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of that bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3394. An Ordinance entitled, "An Ordinance granting to the

Board of County Commissioners of the County of Allegheny and to the Commonwealth of Pennsylvania, acting through the Secretary of Highways, the right to enter into the City of Pittsburgh for the purpose of constructing an extension of Bigelow boulevard (State Highway Route No. 228) from the end of the present construction at Station 51+91.04+ to the westerly side line of Seventh avenue, and Bigelow boulevard, from the westerly side line of Seventh avenue to Sixth avenue, and in connection therewith to construct a traffic grade separation at the intersection of Bigelow boulevard (State Highway Route No. 228) and Seventh avenue."

In Public Works Committee, August 30, 1939, bill read and ordered returned to Council with an affirmative recommendation, subject to reports from the Department of Law and Department of Public Works.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Evans also presented

No. 3572.

Pittsburgh, Pa.

September 9, 1939.

Council of the City of Pittsburgh

You advised this Department that Bill No. 3394, an Ordinance granting to the Board of County Commissioners of the County of Allegheny and to the Commonwealth of Pennsylvania, acting through the Secretary of Highways, the right to enter into the City of Pittsburgh for the purpose of constructing an extension of Bigelow boulevard, was read and ordered returned to Council with an affirmative recommendation subject to a report from the Department of Law.

This Ordinance is in proper legal form and in conformity with the usual procedure for obtaining permission to enter the City for construction purposes.

Respectfully yours,

ANNE X. ALPERN,

First Assistant

City Solicitor.

Which was read received and filed.

Mr. McArdle arose and said:

Mr. President:—

It might be well to have recorded in the Minutes that the report asked for from the Department of Public Works has not been received. Therefore, the Clerk should be instructed to ask the Mayor to withhold signing this bill until he has taken the matter up with the Department of Public Works to ascertain whether all the conditions specified in the Ordinance are satisfactory to the Department."

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

McArdle

Gallagher

Wolk

Garland

O'Toole, (Pres't)

Leonard

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Wolk presented

No. 3573. Report of the Committee on Public Service and Surveys for August 30, 1939, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3196. An Ordinance entitled, "An Ordinance vacating a portion of Mohawk street, from Soho street to a point 63.0 feet, more or less, eastwardly therefrom."

Which was read

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

McArdle

Gallagher

Wolk

Garland

O'Toole, (Pres't)

Leonard

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3467. An Ordinance entitled, "An Ordinance establishing the opening grades on East lane, South Side avenue and Shiris street, as laid out and proposed to be dedicated as legally opened highways, by Mary H. Maury, in her plan of lots called 'Mary H. Maury, Plan No. 1,' in the Twenty-sixth Ward of the City of Pittsburgh."

Which was read

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

McArdle

Gallagher

Wolk

Garland

O'Toole, (Pres't)

Leonard

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3470. An Ordinance

entitled, "An Ordinance granting unto James Cutrara of Pittsburgh, Pennsylvania, the right and privilege to construct, maintain, use and operate a cellar door entrance in the northerly sidewalk of Walnut street, Seventh Ward, Pittsburgh, Pa."

Which was read.

The Clerk stated

That the advertising fee had not yet been paid for this Ordinance.

The Chair stated

That the bill would lay over pending receipt of the advertising fee.

Mr. Garland presented

No. 3574. Report of the Committee on Filtration and Water for August 30, 1939, transmitting an Ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3462. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of one Pulsometer Steam Pump for the Bureau of Water, and providing for the payment thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

McArdle

Gallagher

Wolk

Garland

O'Toole, (Pres't)

Leonard

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Gallagher presented

No. 3575. Report of the Committee on Public Welfare for August 30, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3372. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of one Air Compressor and Linoleum for the Pittsburgh City Home and Hospitals, and providing for the payment thereof."

Which was read

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans McArdle

Gallagher Wolk

Garland O'Toole, (Pres't)

Leonard

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

The Chair presented

No. 3576.

Pittsburgh, Pa.

September 9, 1939.

President and Members of Council,
Pittsburgh, Pa.

Gentlemen:—

Dr. I. H. Alexander, Director of the Department of Public Health, has submitted a resolution to your honorable body in re: Docket Pa. 2154-F, Additions and Alterations to Leech Farm

Tuberculosis Hospital, Pittsburgh, concerning Owner's acceptance of the Federal offer.

Owing to the urgency of this matter, I respectfully request immediate action.

Sincerely yours,

CORNELIUS D. SCULLY,

Mayor.

Which was read, received and filed.

Also

No. 3577.

WHEREAS, The United States of America offers additional funds to aid in financing the construction of additions, etc., to Leech Farm Sanatorium identified as Docket No. Pa. 2154-F copy of which offer reads as follows:

P. W. 91516-1

FEDERAL WORKS AGENCY

PUBLIC WORKS ADMINISTRATION

Washington, D. C.

Dated: Aug. 25, 1939

Docket No. Pa. 2154-F

City of Pittsburgh,

Pittsburgh, Allegheny County,

Pennsylvania.

The United States of America hereby offers to amend the contract created by the acceptance by the City of Pittsburgh, Allegheny County, Pennsylvania, on November 23, 1938, of the Offer made by the United States of America and dated November 4, 1938, (1) by striking out, in Lines 3, 4 and 5 of Paragraph 1 of said Offer, the words, "hospital buildings and alterations and additions to existing hospital buildings, including necessary equipment, reconstruction of utilities and improvements to grounds" and inserting in lieu thereof the words "two new hospital buildings, alterations and five additions to an existing hospital building, and an addition and alterations to another hospital building, including necessary equipment, improvement of site, moving four existing cottages, and reconstruction of utility systems;" (2) by striking out, in Line 10 of said Paragraph 1, the figures "\$286,285" and inserting in lieu thereof the figures "\$339,467;" and (3) by striking out Paragraph 2 of said Offer and inserting in lieu thereof a paragraph to read as follows: "2. By acceptance of this Offer,

the Applicant covenants to complete the Project with all practicable dispatch, and in any event by June 27, 1940."

UNITED STATES OF AMERICA

Federal Works Administrator
(Sgd.) E. W. CLARK

By -----
Acting Commissioner of Public Works
Therefore, be it

RESOLVED, That the foregoing offer be and the same is hereby accepted.

Which was read.

Mr. McArdle moved

The adoption of the resolution.
Upon which motion the ayes and noes were ordered taken, and being taken were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative the motion presented.

Mr. Garland moved

That the following members be excused for absence from Council and Committee meetings:

Mr. Demmler on August 3 and 14, 1939;

Mr. Evans on August 3 and 31, 1939;

Mr. Leonard on August 10, 1939;

Mr. McArdle on August 3 and 7, 1939;

Mr. Weir on August 31, 1939;

Mr. O'Toole (Pres't) on August 3 and 7, 1939.

Which motion prevailed.

Mr. Gallagher moved

That the Minutes of Council of Monday, August 28, and Thursday, August 31, 1939, be approved.

Which motion prevailed.

The Chair stated

That the several Committees would meet at 12:00 o'clock, M. (E. S. T.) on Wednesday, instead of on Tuesday, as originally scheduled.

And upon motion of Mr. Garland

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Monday, September 18, 1939

No. 42

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr. ----- President

EDW. W. LINDSAY ----- City Clerk

JAS. W. PATTERSON -- Ass't City Clerk

Pittsburgh, Pa.,

Monday, September 18, 1939

Council met.

Present Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole (Pres't).

Absent Messrs.

Demmler	McArdle
Leonard	

PRESENTATIONS

Mr. Evans (for Mr. Demmler) presented

No. 3577. An Ordinance creating and establishing three additional positions of temporary clerks in the Department of Assessors, as needed, and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Mr. Evans presented

No. 3578. Petition for the grading of the sidewalk on Tecumseh street, between Blair street and Ladora street.

Also

No. 3579. Petition for the paving of Fredonia street and Ernie street.

Which were read and referred to the Committee on Public Works.

Mr. Garland presented

No. 3580. An Ordinance authorizing the issuance of a warrant in favor of Harry S. Beaver for the sum of \$34.38, for one week's time, being equivalent to the time he would have been allowed for vacation.

Which was read and referred to the Committee on Finance.

Also

No. 3581. Communication from City Deposit Bank and Trust Company, Frederick G. Blackburn, President, opposing zoning change of property at Ellsworth avenue and Summerlea street, as proposed in Bill No. 3303.

Which was read and referred to the Committee on Public Works.

Also

No. 3582. Communication from the Pittsburgh Testing Laboratory relative to the testing of structural steel, reinforced bars and cement used in building construction.

Which was read and referred to the Committee on Public Safety.

Mr. Garland (for Mr. McArdle) presented

No. 3583. Communication from the Director of the Department of Public Health advising of extra work required on P.W.A. Docket No. Pa. 2154-F, Leech Farm Tuberculosis Sanatorium, at a cost not to exceed \$850.00.

Which was read and referred to the Committee on Finance.

Mr. Wolk presented

No. 3584. An Ordinance granting unto the S. S. Kresge Company the right and privilege to construct, maintain, use and operate a vault and coal chute in the northerly sidewalk of

Station street in the 11th Ward of the City of Pittsburgh, Pa.

Which was read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 3585. Communication from the Firemen's Relief and Pension Fund of the City of Pittsburgh submitting estimate of budget requirements for the year 1940.

Also

No. 3586. Communication from the Policemen's Relief and Pension Fund of the City of Pittsburgh submitting estimate of budget requirements for 1940.

Also

No. 3587. Communication from the Pension Fund of the City of Pittsburgh submitting estimate of budget requirements for 1940.

Also

No. 3588. Communication from E. U. Snaman & Company in further reference to Bill No. 3248, Communication requesting exoneration of delinquent water taxes on property at 11 Townsend street.

Also

No. 3589. Communication from Frank R. S. Kaplan requesting exoneration of penalty and interest on water bill of Pittsburgh Laundry, Inc., 2009-17 Wyandotte street, for second quarter of 1939, because of defective meter.

Also

No. 3590. An Ordinance amending portions of Section 1 of Ordinance No. 380 approved August 18, 1938, entitled, "An Ordinance accepting the offer of the United States of America to aid by way of grant in financing the construction of four (4) field houses and bleachers at municipal playgrounds, including necessary equipment therefor, identified as 'Docket No. Pa. 1612-F,' and agreeing to the terms thereof."

Also

No. 3591. Resolution authorizing and directing the City Controller to transfer the sum of \$1,000.00 from Code Account No. ---- to Code Account No. 1069-B, Miscellaneous Services, Department of Collector of Delinquent Taxes.

Which were severally read and referred to the Committee on Finance.

Also

No. 3592. Petition for the planting of trees at various locations on Stanton avenue, Chislett street, Jancey street, etc.

Which was read and referred to the Committee on Public Works.

REPORTS OF COMMITTEES

Mr. Evans (for Mr. Demmler) presented

No. 3593. Report of the Committee on Finance for September 13, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3506. An Ordinance entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$28,000.00 for the payment of Engineering and other necessary expenses for the improvements to the public highway, bridge and viaduct, park and recreation systems of the City, in the Department of Public Works, to be carried out in connection with the Federal Works Agency, Public Works Administration Program, from the proceeds to be derived from the sale of General Public Improvement Notes."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Gallagher

Garland

Weir

Wolk

O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3510. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of \$15,000.00 from Bond Fund No. 136, Public Improvement Notes, for the construction of a nurses' home and physicians' building at the Leech Farm Tuberculosis Sanatorium."

Which was read

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3520. An Ordinance entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$44,960.00 for the payment of the cost for improvement to the Public Park and Recreation System of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States."

Which was read

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3521. An Ordinance entitled, "An Ordinance providing for a contract for a Pitometer Water Waste Survey of a portion of the water distribution system of the City of Pittsburgh, and for the payment of the cost thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3528. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of one Calculating Machine for the Department of City Planning, and providing for the payment thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3530. An Ordinance entitled, "An Ordinance amending a portion of Section 1 of Ordinance No. 411, approved August 14, 1939, entitled, 'An Ordinance providing for a contract or contracts to be carried out as Federal Works Agency, Public Works Administration projects, for certain improvements to the public highway, sewerage, drainage, bridges and viaducts, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor'."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3531. An Ordinance entitled, "An Ordinance amending portions of Section 1 of Ordinance No. 207, approved April 28, 1939, entitled, 'An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor', as amended and supplemented."

Which was read

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3532. An Ordinance entitled, "An Ordinance amending portions of Section 1 of Ordinance No. 403, approved September 10, 1938, entitled, 'An Ordinance appropriating and setting aside the aggregate amount of

\$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short - term promissory notes', as amended and supplemented."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3533. An Ordinance entitled, "An Ordinance amending and supplementing a portion of Section 1 of Ordinance No. 371, approved July 3, 1939, entitled, 'An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor'."

Which was read.

Mr. Evans moved

A suspension of the rule to

allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3534. An Ordinance entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$18,744.00, for the payment of the cost for improvement to the Public Park and Recreation System of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3536. An Ordinance entitled, "An Ordinance appropriating the sum of Five Thousand (\$5,000.00) Dollars from Bond Fund 132, for payment of the City's share of the cost of a Pitometer Water Waste Survey of a portion of the water distribution system of the City of Pittsburgh, to be carried out by the Department of Public Works in conjunction with the Federal Work Projects Administration."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3553. An Ordinance entitled, "An Ordinance appropriating the sum of \$14,000.00 to the Stores Trust Fund, Department of Supplies."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3480. An Ordinance entitled, "An Ordinance supplementing Section 30, Department of Lands and Buildings, of an Ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 9, 1939."

In Finance Committee, September 13, 1939, bill read and amended in Section 1, by inserting after the word "Plumbers" the words "not to exceed 50 days," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3285. An Ordinance entitled, "An Ordinance appropriating the sum of Four Thousand Five Hundred (\$4,500.00) Dollars from Bond Fund 140, General Public Improvements, 1939, for the purchase of sand for the Filtration Division, Bureau of Water, Department of Public Works."

In Finance Committee, September 13, 1939, bill read and amended in Section 1 and in the title by striking out the words "140", General Public Improvements, 1939" and by inserting in lieu thereof the words "132, Public Improvement Notes 'B' 1937," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill as amended in Committee and agreed to by Council was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3431. An Ordinance entitled, "An Ordinance appropriating the sum of Five Thousand Five Hundred (\$5,500.00) Dollars from Bond Fund 140 for the payment of the City's share of the cost of construction and reconstruction of curbs and sidewalks along frontage of private and public properties, the work to be carried out by the Department of Public Works in conjunction with the Federal Work Projects Administration."

In Finance Committee, September 13, 1939, bill read and amended in Section 1 and in the title by striking out the figures "140" and by inserting in lieu thereof the figures "132," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 3286. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of James Leo Archibald for \$722.58, in payment of back salary due as an Inspector in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3273. Resolution authorizing and directing the execution and delivery of a deed for lots Nos. 155, 156 and 157, located at the corner of Chartiers avenue and Danley street, 20th Ward, Pittsburgh, to F. N. Kronz, et ux., for the sum of \$1,500.00, providing the purchase money is paid within 60 days from the date hereof.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3527. Resolution authorizing and directing the City Controller to accept the sum of \$1,000.00 in full settlement of the unsecured judgment note of James Wayne Brown, dated September 26, 1932, in the sum of \$2,852.18, and accrued interest thereon from November 25, 1932; authorizing satisfaction of the judgment of record entered at D.S.B. No. 606 October Term, 1937, upon receipt of said \$1,000.00, and relieving the City Controller from further accounting for said note.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3535. Resolution authorizing and directing the City Controller to transfer \$50.00 from Code Account No. 1602, Equipment to Code Account No. 1600, Supplies, Bureau of Deed Registry, D. P. W.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Noes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Ayes 6. Noes none.	

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3538. Resolution authorizing and directing the City Controller to transfer the following within the Department of Public Works:

From Code Accounts:

Filtration Division, Bureau of Water No.	
1743 Wages, Regular Laborers, January to March	\$ 35.08
1744 Wages, Regular Laborers, April to June	38.00
1747 Wages, Temp. Laborers, January to March	18.13
Mechanical Division, Bureau of Water	
1755 Salaries, Regular Employees	\$ 748.28
1757 Wages, Regular Laborers, January to March	430.71
1762 Wages, Temporary Laborers, January to March	226.89
1763 Wages, Temporary Laborers, April to June	8.76
Distribution Division, Bureau of Water	
1778 Wages, Temporary Laborers, January to March	104.54
1779 Wages, Temporary Laborers, April to June	489.61

Total -----\$2,100.00

To Code Account

Division of Garage and Repair Shop No.

1615 Materials -----\$2,100.00

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the

ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Ayes 6. Noes none.	

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3544. Resolution authorizing and directing the City Controller to transfer the sum of \$150.00 from Code Account No. 1332, Supplies, Department of Public Welfare, to Code Account No. 1353, Supplies, Mayview Coal Mine.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't).
Ayes 6. Noes none.	

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3547. Resolution authorizing and directing the City Controller to transfer the sum of \$5,000.00 from Code Account No. 1233, Repairs, Tuberculosis Hospital, to the following:

No.	
1219 Supplies, Div. of Trans.	
Diseases	\$4,600.00
1224 Supplies, Div. of Bacteriology	300.00
1227 Equipment, Div. of Bacteriology	100.00

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3518. Resolution authorizing and directing the City Controller to transfer the sum of \$1,500.00 from Code Account No. ----, to Code Account No. 1018, Supplies, Office of the Mayor.

In Finance Committee, September 13, 1939, read and amended by striking out and by inserting to make the resolution read as follows:

"Resolution authorizing and directing the City Controller to transfer the sum of \$5,500.00 from Code Account No. 1443, Bureau of Police, Salaries, Regular Employees, follows:

\$1,500.00 to Code Account No. 1018, Supplies, Mayor's Office; \$4,000.00 to Code Account No. 1061, Salaries, Temporary, Treasurer's Office," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read

Mr. Evans moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	Wolk

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3558. Resolution authorizing and directing the City Controller to transfer the following:

From Code Account No. ----

To Code Account

No.

1128 Miscellaneous Services	\$1,254.50
1129 Supplies	974.05
1131 Repairs	92.75
1132 Equipment	838.65

In Finance Committee, September 13, 1939, read and amended by striking out the words "Code Account Number ----," and by inserting in lieu thereof the words "Special and Trust Funds Stores," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Which motion prevailed.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3549. Resolution authorizing the issuing of a warrant in favor of First Nurses Chapter No. 67, Disabled American Veterans of the World War, in the sum of \$135.00, for Armistice and Memorial Day expenses, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Wolk presented

No. 3594, Report of the Committee on Public Service and Surveys for September 13, 1939, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3511. An Ordinance entitled, "An Ordinance establishing the grade of Bricelyn street, from Madonna street to Odus way."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3512. An Ordinance entitled, "An Ordinance establishing the grade of Eymard street, from Franks-town avenue to Foch street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3513. An Ordinance entitled, "An Ordinance establishing the grade of Foch street, from Eymard street to Kilmer street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole. (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3514. An Ordinance entitled, "An Ordinance establishing and re-establishing the grade of Kilmer street, from Bricelyn street to Foch street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole. (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3515. An Ordinance entitled, "An Ordinance establishing the grade of Madonna street, from Frankstown avenue to Eymard street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole. (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Gallagher presented

No. 3595. Report of the Committee on Public Welfare for September 13, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3545. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Hospital Equipment, Bed Spreads and Blankets, Chinaware, Silverware and miscellaneous Kitchen Equipment, for the Pittsburgh City Home and Hospitals, and providing for the payment thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole. (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

The Chair presented

No. 3596.

RESOLVED, That the Mayor or Director of the Department of Public Works be and they are hereby authorized and directed to forward telegraphic communication to the Regional Director, M. E. Gilmore, at New York, advising of the intention of the City of Pittsburgh to promptly accept the Offer of the United States of America, dated September 15, 1939, designated as P.W. 91802-6, and applying to Docket No. Pa. 1612-F.

Which was read.

Mr. Weir moved

The adoption of the resolution.

Upon which motion the ayes and noes were ordered taken, and being taken were:

Ayes:—Messrs.

Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Mr. Weir moved

That the Minutes of Council of Monday, September 11, 1939, be approved.

Which motion prevailed.

And upon motion of Mr. Weir

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Monday, September 25, 1939

No. 43

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON--Ass't City Clerk

Pittsburgh, Pa.

Monday, Sept. 25, 1939.

Council met.

Present:--Messrs.

Demmler

Evans

Gallagher

Garland

Leonard

McArdle

Weir

Wolk

O'Toole, (Pres't)

PRESENTATIONS

Mr. Demmler presented

No. 3597. An Ordinance authorizing the Mayor and the Controller of the City of Pittsburgh to issue non-debt revenue bonds for the purpose of financing the cost and expense of constructing or acquiring any waterworks or constructing extensions to or improving existing waterworks, and pledging sufficient of the revenue to be derived from the waterworks constructed or acquired, or from the improvements or extensions to existing waterworks for the payment of the interest and sinking fund charges on such non-debt revenue bonds.

Also

No. 3598. An Ordinance authorizing the Mayor and the Director of the Department of Public Works of the

City of Pittsburgh to employ and enter into a contract of employment with B. J. Van Ingen & Co., Inc., for the purpose of procuring the sale of non-debt revenue bonds to be issued by the City of Pittsburgh under the provisions of Ordinance No. -----, approved -----, and preparing the necessary financial, engineering and other data incidental thereto; providing certain terms to be included in the contract of employment, and providing for payment for services to be performed by B. J. Van Ingen & Co., Inc.

Also

No. 3599. An Ordinance authorizing and directing the issuance and sale of Refunding Bonds of the City of Pittsburgh in the aggregate principal amount of Two Million Nine Hundred Fifty Thousand (\$2,950,000.00) Dollars for the purpose of refunding a part of the existing indebtedness of the City evidenced by certain outstanding short-term promissory notes in that amount; providing funds for the redemption of said bonds and the payment of the interest and State tax thereon.

Also

No. 3600. An Ordinance authorizing and directing the issuance and sale of Refunding Bonds of the City of Pittsburgh in the aggregate principal amount of Five Hundred Fifty Thousand (\$550,000.00) Dollars for the purpose of refunding part of the indebtedness of the City evidenced by certain outstanding short-term promissory notes in that amount, and levying taxes to provide funds for the redemption of said bonds at maturity and the payment of the interest and State tax thereon.

Also

No. 3601. Resolution authorizing the City Controller to grant a leave of absence, with pay, to Walter J. But-

ler, for a period of three months from August 16, 1939, to November 16, 1939, on account of illness.

Also

No. 3602. Resolution authorizing and directing the City Controller to accept the sum of \$727.34 in full settlement of the unsecured judgment note of Mrs. Jennie R. Silverman, dated October 5, 1933, in the sum of \$3,000.00, and accrued interest thereon from December 6, 1933, and authorizing the satisfaction of judgment of record entered at D. S. B. No. 751 April Term, 1937, upon receipt of said \$727.34 which note was deposited as security for the account of the City of Pittsburgh with the Pennsylvania Trust Co. now in liquidation.

Also

No. 3603. Petition for compromise of delinquent taxes on property at Webster avenue and Roberts street, 3rd Ward, being lots numbered 1 and 2, under Act No. 35, approved November 23, 1938.

Also

No. 3604. Communication from the City Treasurer transmitting statement of collection of delinquent taxes for the periods September 1 to September 15, 1939, and January 1 to September 15, 1939; also statement of accounts of the City Solicitor.

Which were severally read and referred to the Committee on Finance.

Mr. Evans presented

No. 3605. An Ordinance charging to Construction Accounts of various Pa. Dockets established for carrying out the Public Works Administration program in the Department of Public Works, certain costs incurred for construction; acquisition of or damages to property or property rights; preliminary engineering and other necessary expenses; official advertising; Peoples Bond Issue Election of August 1938; sinking of test holes, and miscellaneous expenses, prior to establishing said Construction Accounts and reimbursing the Accounts against which said expenses hitherto have been made chargeable.

Also

No. 3606. An Ordinance amending portions of Section 1 of Ordinance No. 403, approved September 10, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering

and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes," as amended and supplemented.

Also

No. 3607. An Ordinance amending a portion of Section 1 of Ordinance No. 494, approved October 29, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the bridges and viaducts, park and recreation properties of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor," as amended and supplemented.

Also

No. 3608. An Ordinance repealing Ordinance No. 447, approved August 29, 1939, entitled, "An Ordinance amending Section 1 of Ordinance No. 384, approved August 18, 1938, entitled, 'An Ordinance accepting the offer of the United States of America to aid by way of grant in financing the construction and equipment of three recreation buildings in City-owned playgrounds, identified as "Docket No. Pa. 1987-F", and agreeing to the terms thereof.'"

Also

No. 3609. An Ordinance accepting the offer of the United States of America to amend the grant offer accepted by Ordinance No. 384, approved August 18, 1938, for Docket No. Pa. 1987-F, and agreeing to the terms thereof.

Also

No. 3610. An Ordinance repealing Ordinance No. 460, approved September 1, 1939, entitled, "An Ordinance amending Section 1 of Ordinance No. 381, approved August 18, 1938, entitled, 'An Ordinance accepting the offer of the United States of America to aid by way of grant in financing the construction of two combination bath and field houses, including necessary equipment therefor, identified as

Docket No. Pa. 1633-F, and agreeing to the terms thereof."

Also

No. 3611. An Ordinance accepting the offer of the United States of America to amend the grant offer accepted by Ordinance No. 381, approved August 18, 1938, for Docket No. Pa. 1633-F, and agreeing to the terms thereof.

Also

No. 3612. An Ordinance accepting the offer of the United States of America to amend the grant offer accepted by Ordinance No. 380, approved August 18, 1938, for Docket No. Pa. 1612-F, and agreeing to the terms thereof.

Also

No. 3613. An Ordinance providing for contracts for the rental of construction equipment and motor trucks required for use on City improvements or other operations required to be done in the Department of Public Works, and providing for the payment of the costs thereof.

Also

No. 3614. An Ordinance amending a portion of Section 1 of Ordinance No. 411, approved August 14, 1939, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Works Agency, Public Works Administration projects, for certain improvements to the public highway, sewerage, drainage, bridge and viaduct, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor," as amended and supplemented.

Also

No. 3615. An Ordinance appropriating sums totalling Ninety-four Thousand (\$94,000.00) Dollars from Bond Fund 143 for the payment of the City's share of the cost of Unemployment Relief Projects, to be carried out by the Department of Public Works in conjunction with the Federal Work Projects Administration.

Also

No. 3616. An Ordinance authorizing the issuance of a warrant in favor of John A. Galbreath for \$197.45 in payment of extra work done on contract in connection with a P. W. A. pro-

ject for the benefit of the City without previous authority of law.

Also

No. 3617. Resolution authorizing and directing the City Controller to transfer the following within the Bureau of Engineering, D. P. W.:

FROM CODE ACCOUNTS NO.

1537—Standards and Specifications	\$ 925.00
1538—Drillings and Test Holes	209.00
1579—Equipment, Bridge Repairs	200.00
1583—Materials, Bridge Repainting	1,000.00
	<hr/>
	\$2,325.00

TO CODE ACCOUNTS NO.

1530—Miscellaneous Services	\$ 425.00
1531—Supplies	200.00
1536—Castings	500.00
1576—Supplies, Bridge Repairs	200.00
1580—Wages, Bridge Repainting	1,000.00
	<hr/>
	\$2,325.00

Also

No. 3618. An Ordinance providing for a contract or contracts for making repairs to Itin Street wall and improving drainage facilities in the vicinity thereof, and for the payment of the costs thereof.

Also

No. 3619. An Ordinance appropriating and setting aside the aggregate sum of Twenty-five Thousand (\$25,000.00) Dollars for payment of the cost, including engineering and other necessary expenses, for making repairs to Itin Street wall and improving drainage facilities in the vicinity thereof, from Code Account 131, "General Improvement Notes, 1937."

Also

No. 3620. An Ordinance amending a portion of Section 1 of Ordinance No. 256, approved May 22, 1939, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public sewerage and water systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor."

Also

No. 3621. Resolution authorizing and directing the City Controller to transfer \$2,500.00 from Code Account 1768, Fuel, Coal, Mechanical Division, to Code Account 1750, Soda Ash and Chlorine, Filtration Division, Bureau of Water.

Also

No. 3622. Resolution authorizing and directing the City Controller to make the following transfers within the Bureau of Highways and Sewers, D. P. W.:

FROM CODE ACCOUNTS

1622—Equipment, Cleaning Highways	\$ 150.00
1635-1—Equipment, Repairing Highways	150.00
1642-1—Salaries, Temp. Emp., Boardwalks & Steps	950.00
	<hr/> \$1,250.00

TO CODE ACCOUNTS

1617—Repairs, Stables & Yards	\$ 50.00
1618—Equipment, Stables & Yards	200.00
1626—Supplies, Cleaning Highways	1,000.00
	<hr/> \$1,250.00

Also

No. 3623. An Ordinance amending portions of Section 1 of Ordinance No. 410, approved August 14, 1939, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$748,594.52, for the payment of the cost for improvements to the public highway, bridge and viaduct, sewerage, drainage, water, park and recreation systems of the City in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States."

Also

No. 3624. Communication from the Director of the Department of Public Works relative to the substitution of the color of certain paint, at an additional cost of \$216.00, on the Mission Street Bridge, West, superstructure, Docket No. Pa. 2132-F, Contract No. 4.

Which were severally read and referred to the Committee on Finance.

Also

No. 3625. Bedford Dwellings

Plan, 5th Ward, laid out by the Housing Authority of the City of Pittsburgh, and the dedication of Chauncey drive and Somers drive as shown thereon for public highway purposes.

Also

No. 3626. An Ordinance approving a plan of lots named "Bedford Dwellings," in the Fifth ward of the City of Pittsburgh, laid out by the Housing Authority of the City of Pittsburgh; accepting the dedication of Chauncey drive and Somers drive, as shown thereon for public highway purposes; opening and naming the same; fixing the width and position of the sidewalks, roadways and automobile parking areas, and establishing the grades thereon.

Also

No. 3627. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—O—E15, by extending the Commercial District by including all that certain property now classified "A" Residence District, at the northeast corner of The Boulevard of the Allies and Ward street, having a frontage of 100 feet on The Boulevard of the Allies and 89.89 feet on Ward street.

Also

No. 3628. An Ordinance widening Bigelow boulevard, from Crescent street to a point 260.0 feet westwardly therefrom, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3629. Petition for the vacation of Spruce way, from Twenty-fifth street to a point 192.0 feet eastwardly therefrom.

Also

No. 3630. An Ordinance vacating Spruce way, from Twenty-fifth street to a point 192.0 feet eastwardly therefrom.

Which were read and referred to the Committee on Public Service and Surveys.

Mr. Gallagher presented

No. 3631. An Ordinance providing for the letting of a contract of

contracts for the furnishing of 150 (more or less) coal stoves (cooking) for the Department of Public Welfare, and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 3632. An Ordinance providing for the letting of a contract or contracts for the furnishing of office equipment for the Pittsburgh City Home and Hospitals, Mayview, Pa., and providing for the payment thereof.

Which was read and referred to the Committee on Public Welfare.

Mr. Garland presented

No. 3633. Resolution authorizing and directing the City Treasurer and Collector of Delinquent Taxes to accept the sum of \$913.14 in full settlement of metered water rents on property of Rose M. Coe located at 2438-40-42-44-46-48 Webster avenue, and 701-03-05-07-13 Chauncey street, for the years 1936, 1937 and 1938.

Also

No. 3634. Communication from The Chester Engineers urging that public hearings be held before any action is taken by Council on the proposed new water supply project.

Which were read and referred to the Committee on Finance.

Mr. Leonard presented

No. 3635. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Safety to extend the lease between the City of Pittsburgh and the Gamewell Company, for the leasing and rental of fire alarm and equipment in the North Side Temporary Fire Alarm Office at Arch and Erie streets, and providing for cancellation of said lease.

Also

No. 3636. An Ordinance supplementing Section 2 of Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh, and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented, by adding thereto certain new paragraphs further regulating the use and operation of vehicles on the streets of the City of Pittsburgh; by adding certain specified

streets or portions of streets to certain existing designated paragraphs thereof, and by repealing a portion of paragraph (h) of Section 2 of said Ordinance.

Which were read and referred to the Committee on Public Safety.

Also

No. 3637. Communication from the Department of Public Safety advising of institution of 60-day trial regulation, effective September 25, 1939, of No Left Turn At Any Time from the southwest on Beeler street to the northwest on Wilkins avenue.

Also

No. 3638. Communication from the Department of Public Safety advising of institution of 60-day trial regulation, effective September 25, 1939, of No Parking At Any Time on Alderson street, between Maeburn road and Morrowfield avenue, westerly side.

Which were read, received and filed.

Mr. McArdle presented

No. 3639. An Ordinance authorizing the issuance of a warrant in favor of the Navarro Corporation for \$11,926.15 in payment for extra work done on contract in connection with a PWA project for the benefit of the City, in accordance with authority granted by Resolution No. 99, approved August 14, 1939.

Which was read and referred to the Committee on Finance.

Mr. Wolk presented

No. 3640. An Ordinance refixing the width and position of the westerly sidewalk and roadway of North Craig street, from Fifth avenue to a point 204.5 feet northwardly therefrom, and refixing the width and position of the sidewalks and roadway of South Craig street, from Fifth avenue to Henry street.

Also

No. 3641. An Ordinance refixing the width and position of the sidewalks and roadway of Fifth avenue, from University place to a point 60.0 feet east of North Neville street, providing for slopes, parking, retaining walls and steps.

Also

No. 3642. An Ordinance reestablishing the grade of Stanton avenue, from McCandless street to a point

175.0 feet westwardly therefrom; from Fifty-second street to a point 61.40 feet east of Duncan street; from a point 83.08 feet west of Duncan street to Holmes street, and from Kent way to Carnegie street.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 3643. An Ordinance creating a temporary position of Furnace Building Inspector in the Department of Public Works for inspection of construction for the proposed Municipal Incinerating Plant; fixing the rate of compensation therefor, and providing for payment thereof.

Also

No. 3644. Communication from the Lawrenceville Lodge 102, Order Italian Sons and Daughters of America, offering to lease portion of old No. 9 Engine House at Butler street and McCandless avenue.

Also

No. 3645. Communication from the Women's Auxiliary to the Allegheny County Medical Society urging enactment of the ordinance appropriating \$25,000.00 for the Anti-Syphilis Program.

Also

No. 3646. Communication from Mrs. Margaret Born, 1945 Rockledge street, relative to injuries sustained by her daughter on June 15, 1935.

Which were severally read and referred to the Committee on Finance.

Also

No. 3647. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, and supplements thereto, by changing the Zone Map, 29th Ward, formerly Carrick Borough, by changing from a "B" Residence and First Area District, to a Commercial and Third Area District, all that certain property bounded by Becks Run road, Agnew avenue East, and the north-westerly line of lot numbered 69 in the Crallo Plan of Lots.

Which was read and referred to the Committee on Public Works.

Also

No. 3648. Communication from David Friedman, Esq., counsel for the Plumbing Contractors' Association, op-

posing Bill No 3461, An Ordinance providing for a single standard model and type of water meter, etc.

Which was read and referred to the Committee on Filtration and Water.

REPORTS OF COMMITTEES

Mr. Demmler presented

No. 3649. Report of the Committee on Finance, for September 19, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3476. An Ordinance entitled, "An Ordinance providing for the letting of contracts for materials, general supplies, equipment and machinery required by the several departments of the City government, for the year beginning January 1, 1940."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3546. An Ordinance entitled, "An Ordinance authorizing the employment of 2 Assistant Field Inspectors, 1 Engineering Inspector, 1 Transcribing Clerk and 1 Report Clerk, and fixing the rate of compensation there-

for, in connection with the construction of the Municipal Hospital, P. W. A. Docket No. Pa. 2218-F. and in connection with the additions and alterations to Leech Farm Sanatorium, P. W. A. Docket No. Pa. 2154-F."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3577. An Ordinance entitled, "An Ordinance creating and establishing three additional positions of temporary clerks in the Department of Assessors, as needed, and providing for the payment thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3507. An Ordinance entitled, "An Ordinance amending a portion of Section 12, City Planning Commission, of Ordinance No. 618, entitled, 'An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the date of compensation thereof,' which became a law January 9, 1939."

In Finance Committee, September 19, 1939, bill read and amended in Section 1 by striking out and by inserting as shown in red, and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3537. An Ordinance entitled, "An Ordinance creating four temporary positions in the Department of Public Works, Bureau of Tests, for inspection and testing of all materials used in contracts for the construction of the new Municipal Hospital and additions to Leech Farm Tuberculosis Sanatorium; fixing the rate of compensation therefor, and providing for payment thereof."

In Finance Committee, September 19, 1939, bill read and ordered returned to Council with an affirmative recommendation, subject to report from the Law Department.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Demmler also presented.

No. 3650.

Pittsburgh, Pa.
September 25, 1939.

President and Members of Council.
Gentlemen:

In connection with Bill No. 3582, a communication from the Pittsburgh Testing Laboratory regarding testing and inspection of materials used in construction of City buildings, this Department desires to submit the following report:

The original ordinance covering testing was Ordinance No. 448 of 1913, which provided for the testing of cement by a disinterested inspector. Subsequent to that time, numerous ordinances have been passed from time to time providing for the testing of materials.

Ordinance No. 39, which became a law on January 27, 1939, specifically provides that inspection and testing of all materials used for the construction of the New Municipal Hospital and additions to Leech Farm Tuberculosis Sanatorium shall be performed by the Bureau of Tests of the City of Pittsburgh. We quote the ordinance in question:

"the Director of the Department of Public Works be and he is hereby authorized and directed through the Bureau of Tests, to inspect and test all materials used in future contracts for construction of the New Municipal Hospital and additions to Leech Farm Tuberculosis Sanatorium, and the cost of salaries of employees of the Bureau of Tests engaged in performing the services involved, and of other necessary expenses incurred in connection therewith, shall be respectively chargeable to and payable from the construction accounts established for Pa. Dockets Nos. 2218 and 2154."

This ordinance contains the usual repeal of all inconsistent ordinances, and, in our opinion, is ample authority for the action of the Department of Public Works in requiring contractors on the Municipal and Tuberculosis Hospitals to submit their materials for testing in the Bureau of Tests.

While this ordinance doubtlessly operates to diminish the business of independent testing laboratories, it is entirely legal and enforceable.

Yours respectfully,

WM. ALVAH STEWART.
City Solicitor.

Submitted by:
ANNE K. ALPERN,
First Asst. City Solicitor.

Which was read, received and filed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3590. An Ordinance entitled, "An Ordinance amending portions of Section 1 of Ordinance No. 380, approved August 18, 1938, entitled, 'An Ordinance accepting the offer of the United States of America to aid by way of grant in financing the construction of four (4) field houses and bleachers at municipal playgrounds, including necessary equipment therefor, identified as Docket No. Pa. 1612-F'", and agreeing to the terms thereof."

Which was read.

The Chair presented

No. 3651.

September 20, 1939.

Subject: Amendatory Federal Grant Offer
Docket No. Pa. 1612-F.

Edward Lindsay, City Clerk

City of Pittsburgh.

Dear Sir:

You are requested to suspend further action on the ordinance (now identified as Bill No. 3590) forwarded you with our letter dated September 18, 1939, which was intended to amend Ordinance No. 380, approved August 18, 1938, relative to acceptance of the Amended Federal Grant Offer No. PW 91802-6 for Docket No. Pa. 1612-F.

We find it necessary to replace this with another type of ordinance which is now being prepared and to be confined to the wording of the amended offer as requested in the letter dated September 19, 1939, addressed to you by the office of the Associate Regional Director at Harrisburg, and signed by Ernest N. Votaw, Attorney, Region No. 1.

Very truly yours,

F. M. ROESSING,
Director.

Which was read, received and filed.

The Clerk stated

That the bill had not been printed for the use of the members for the reason contained in the communication from the Department of Public Works.

The Chair stated

That if there were no objections, the bill would lay on the table.

And the bill was laid on the table.

Also, with an affirmative recommendation,

Bill No. 3557. Resolution authorizing the City Solicitor to file a petition for the intervention of the City of Pittsburgh and the City Controller as amici curiae in the case of John Wilds, et al., vs. The School District of the City of McKeesport, to assist in the preparation of the brief and to print the requisite records and brief at the cost of the City.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken. and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3427. Resolution authorizing and directing the Law Department to petition the Court of Common Pleas, in accordance with the provisions of the Act of May 221, 1937, P. L. 787, for the sale of property formerly of Jane A. Brown, located at Winders street (formerly Girard street), between Gladstone and End streets, acquired by the City by Sheriff's deed dated March 1, 1913, and recorded in the Recorder's Office in Deed Book Vol. 1777, page 40, and authorizing and directing the Mayor, upon approval by the Court, to execute and deliver a deed for said real estate to George F. Miller and Unitey A. Miller, of 332 Winders street, for the sum of \$100.00.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3556. Resolution authorizing and directing the City Controller to transfer from Code Account No. 1085, Reorganization of Pittsburgh Railways Company and Pittsburgh Motor Coach Company, the following:

To Code Account No. 1074—

Salaries ----- \$2,202.00

To Code Account No. 1079—

Equipment ----- 1,000.00

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't).
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3591. Resolution authorizing and directing the City Controller to transfer the sum of \$1,000.00 from Code Account No. ----- to Code Account No. 1069-B, Miscellaneous Services, Department of Delinquent Taxes.

In Finance Committee, September 19, 1939, read and amended by inserting in

blank space the words "1443 Salaries, Police," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also, with an affirmative recommendation,

Bill No. 3426. Resolution authorizing and directing the Law Department to petition the Court of Common Pleas, in accordance with the provisions of the Act of May 21, 1937, P. L. 787, for the sale of property formerly of Annie Marcus and Harry Marcus, located on Estella street, between Eureka street and Ruxton street, 18th Ward, Lot No. 697, acquired by the City by Sheriff's Deed, dated September 28, 1929, and recorded in the Recorder's office in Deed Book Vol. 2377, page 430, and authorizing and directing the Mayor, upon approval by the Court, to execute and deliver a deed for said real estate to George J. Besslein and Barbara B. Spratt, of 48 Estella street, for the sum of \$400.00.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Wolk
Garland	

Noes:—Messrs.

Weir O'Toole, (Pres't.)

Ayes 7. Noes 2.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Wolk presented

No. 3652. Report of the Committee on Public Service and Surveys for September 19, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3584. An Ordinance entitled, "An Ordinance granting unto the S. S. Kresge Company the right and privilege to construct, maintain, use and operate a vault and coal chute in the northerly sidewalk of Station street in the 11th Ward of the City of Pittsburgh, Pa."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Garland presented

No. 3653. WHEREAS, Second avenue about two blocks east of the 10th Street Bridge and extending to Bates street, between the Railroad tracks and the curb, is in deplorable condition and unfit for traffic.

RESOLVED, That the Director of the Department of Public Works inform Council as to what progress is being made to put same in proper condition.

Which was read.

Mr. Garland moved

The adoption of the resolution.

Which motion prevailed.

Mr. Weir moved

That the Minutes of Council of Monday, September 18, 1939, be approved.

Which motion prevailed.

And upon motion of Mr. Gallagher

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Monday, October 2, 1939

No. 44

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON--Ass't City Clerk

Pittsburgh, Pa.

Monday, October 2, 1939.

Council met.

Present:--Messrs.

Demmler McArdle

Evans Weir

Gallagher Wolk

Garland O'Toole, (Pres't)

Absent:--Mr. Leonard.

PRESENTATIONS

Mr. Demmler presented

No. 3654. Resolution authorizing the issuing of a warrant in favor of Louis Haas, 823 N. Euclid avenue, Pittsburgh, in the sum of \$2.00, refunding fine imposed by Magistrate Sullivan for blocking driveway; said Louis Haas having been discharged later by Magistrate Lucas, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3655. Resolution authorizing and directing the City Controller to sell, through a broker or stock exchange, the 55 shares of the capital stock of the Washington Trust Company, Pittsburgh, pledged as collateral security to the note of Edward J. McKenna, deceased,

dated February 13, 1931, deposited as security for City's account with the Pennsylvania Trust Co., now in liquidation, in the sum of \$7,892.50, with interest accrued thereon at the rate of 6% from October 9, 1932; authorizing the execution and delivery of the stock, together with the necessary powers of attorney to complete the transfer of the stock to the purchaser, and further, upon receipt of the proceeds from the sale of said stock, to credit the net amount received on account of the note of Edward J. McKenna, and relieving said Controller from further accounting for said stock.

Also

No. 3656. Resolution authorizing and directing the City Controller to transfer the sum of \$450.00 from Code Account 1364, Repairs, to Code Account 1361, Miscellaneous Services, Bureau of Accounts and Administration, Department of Lands and Buildings.

Which were severally read and referred to the Committee on Finance.

Mr. Evans presented

No. 3657. An Ordinance authorizing the issuance of a warrant in favor of W. N. Sauer Company for \$424.97 in payment for extra work done on contract in connection with a P. W. A. project, for the benefit of the City, without previous authority of law.

Also

No. 3658. Communication from the Department of Public Works advising of extra work in the amount of \$32.28 required for additional concrete footers during reconstruction of the Garfield Playground Field House, Project Pa. 1600-F, Contract No. 21, General.

Also

No. 3659. Communication from the Department of Public Works advising of extra work in the amount of

\$32.28 required for additional concrete footers during reconstruction of Frazier Playground Field House, Project Pa. 1600-F, Contract No. 17, General.

Also

No. 3660. Communication from the Department of Public Works advising of extra work in the amount of \$40.00 required on Contract No. 2, Municipal Incinerator, owing to discrepancy in the specifications for elevator doors.

Which were severally read and referred to the Committee on Finance.

Also

No. 3661. An Ordinance amending a portion of Section 1 of Ordinance No. 321, approved June 17, 1939, entitled, "An Ordinance providing for a contract or contracts for the regrading, repaving, recurbing, widening and otherwise improving of certain streets hereinafter set forth, and for the payment of the costs thereof."

Also

No. 3662. An Ordinance widening portions of Forward avenue, from a point 129.53 feet west of the westerly terminus of the third curve east of Beechwood boulevard to a point 266.29 feet east of the easterly terminus of the same curve, and from a point 135.06 feet west of the westerly terminus of the fourth curve east of Beechwood boulevard, to the easterly terminus of the fifth curve east of Beechwood boulevard, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 3663. "Mary H. Maury Plan No. 1," in the Twenty-sixth ward, laid out by Mary H. Maury, and the dedication of East lane, South Side avenue and Shirls street as shown thereon for public use for highway purposes.

Also

No. 3664. An Ordinance approving the "Mary H. Maury Plan No. 1" Plan of Lots in the Twenty-sixth ward of the City of Pittsburgh, laid out by Mary H. Maury; accepting the dedication of East lane, South Side avenue and Shirls street, as shown thereon, for public use for highway purposes; opening and naming the same, and establishing the grades thereon.

Also

No. 3665. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E15, by (a) changing from an "A" Residence District to a Commercial District, all that certain property bounded by Allequippa street; the westerly line of lot numbered 6 in Allequippa place, A. C. Watkin's Plan, Seine way; Wyandotte street; Outlet street; Allequippa street; Passage way and the westerly line of lot numbered 4 in the Plan of Schenley Square; (b) extending the Third Area District by including all that certain property now classified Second Area District, bounded by Allequippa street, Passage way and the westerly line of the Plan of Schenley Square.

Also

No. 3666. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E15, by changing from an "A" Residence, (U-4) District, to Commercial (U-3) District, all that certain property fronting on the northerly side of Fleetwood street, between Finland street and Ridgeway street, and bounded on the north by Flavian street and Croesus way.

Also

No. 3667. Petition from property owners on Delford street, 31st Ward, for the completion of the improvement of the street.

Also

No. 3668. Communication from the Department of City Planning relative to the plan of lots named "Bedford Dwellings," and urging elimination of parking areas within public street right-of-ways thereon.

Which were severally read and referred to the Committee on Public Works.

Mr. Gallagher presented

No. 3669. An Ordinance setting aside the aggregate amount of \$600.00 from Emergency Appropriation No. 1290, for the payment of the cost of Pasteur Treatment by the Department of Public Welfare for the balance of the year 1939.

Also

No. 3670. An Ordinance authorizing the issuance of warrants in favor of Commonwealth of Pennsylvania for

\$137.00; Parmelee Motor Fuel for \$135.72; Standard Oil Co. for \$41.60; Zeigler Machinery Co. for \$21.70; Dixon Motor Co. for \$9.84; Option Equipment and Supply Co. for \$6.93; Dyke Motor Supply Co. for \$4.20; H. C. Boyle for \$8.00; Louis Gordon, Jr. Son Co. for \$7.00 for services rendered and supplies furnished the Department of Public Welfare without previous authority of law.

Which were read and referred to the Committee on Finance.

Also

No. 3671. An Ordinance providing for the letting of a contract or contracts for the furnishing of rugs, beds and one dental X-ray unit for the Pittsburgh City Home and Hospitals, and providing for the payment thereof.

Which was read and referred to the Committee on Public Welfare.

Mr. Garland presented

No. 3672. Communication from James F. Carey relative to injuries sustained August 29, 1939, by his aunt, Miss Mary Farrell, matron at the West Penn Recreation Center.

Which was read and referred to the Committee on Finance.

Mr. Garland (for Mr. Leonard) presented

No. 3673. Resolution authorizing and directing the City Controller to transfer the sum of \$1,500.00 from Code Account 1469, Fire Hose, to Code Account 1468, Equipment, Bureau of Fire, Department of Public Safety.

Which was read and referred to the Committee on Finance.

Mr. McArdle presented

No. 3674. An Ordinance authorizing the issuance of a warrant in favor of the Navarro Corporation for \$39,567.24 in payment for extra work done on contract in connection with a PWA project for the benefit of the City, in accordance with authority granted by Resolution No. 99, approved August 14, 1939.

Also

No. 3675. An Ordinance authorizing the issuance of a warrant in favor of Fritz Kubitz for \$194.00 in payment for consulting engineer services rendered in connection with a PWA project for the benefit of the City without previous authority of law.

Which were read and referred to the Committee on Finance.

Also

No. 3676. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—O—O, by extending the Commercial District by including all that certain property now classified "B" Residence District, fronting on the northerly side of Sylvania avenue from the line of the present Commercial District west of Taft avenue to the westerly line of lot numbered 38 in the John Richter Plan.

Which was read and referred to the Committee on Public Works.

Mr. Weir presented

No. 3677. Communication from Mrs. John Christ, 1725 Buena Vista street, relative to her dismissal as caretaker at the Community House located at Redknap and Monterey streets.

Which was read and referred to the Committee on Finance.

Mr. Wolk presented

No. 3678. Communication from the Law Department transmitting financial statements, etc., of the Pittsburgh Motor Coach Company for the months of August, 1939 and 1938.

Which was read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 3679. Communication from the United Safety Appliance Workers, Local Industrial Union No. 342, endorsing the request of employees at Mayview in Local No. 72, State, County and Municipal Workers of America, for an 8-hour day.

Also

No. 3680. Communication from Harry B. Goldman further in reference to the proposed elevator system for the new municipal hospital.

Which were read and referred to the Committee on Finance.

Also

No. 3681. Communication from Herbert Jacobson, Esq., requesting the paving of Daleland avenue, 20th Ward, as a W.P.A. project, the cost of materials required to be assumed by the abutting property owners.

Which was read and referred to the Committee on Public Works.

Also

No. 3682. Communication from the Allegheny County Department of Public Works submitting copy of Report on Analysis of Traffic Effectiveness of three designs for grade separation at south end of Liberty tunnels, prepared by Roger L. Morrison and Burton W. Marsh.

Which was read, received and filed.

REPORTS OF COMMITTEES

Mr. Demmler presented

No. 3683. Report of the Committee on Finance for September 26, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3437. An Ordinance entitled, "An Ordinance authorizing and directing the Board of Water Assessors to employ three temporary clerks for a period of five months, and fixing the rate of compensation thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3554. An Ordinance entitled, "An Ordinance creating and es-

tablishing temporary positions in the Department of Law, fixing the rate of compensation, and providing for the payment thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3599. An Ordinance entitled, "An Ordinance authorizing and directing the issuance and sale of Refunding Bonds of the City of Pittsburgh in the aggregate principal amount of Two Million Nine Hundred Fifty Thousand (\$2,950,000.00) Dollars, for the purpose of refunding a part of the existing indebtedness of the City evidenced by certain outstanding short-term promissory notes in that amount; providing funds for the redemption of said bonds and the payment of the interest and State tax thereon."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3600. An Ordinance entitled, "An Ordinance authorizing and directing the issuance and sale of Refunding Bonds of the City of Pittsburgh in the aggregate principal amount of Five Hundred Fifty Thousand (\$550,000.00) Dollars for the purpose of refunding part of the indebtedness of the City evidenced by certain outstanding short-term promissory notes in that amount, and levying taxes to provide funds for the redemption of said bonds at maturity and the payment of the interest and State tax thereon."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3605. An Ordinance entitled, "An Ordinance charging to Construction Accounts of various Pa. Dockets established for carrying out the Public Works Administration program in the Department of Public Works, certain costs incurred for construction; acquisition of or damages to property or property rights; preliminary engineering and other necessary expenses; official advertising; Peoples Bond Issue Election of August 1938; sinking of test holes and miscellaneous expenses, prior to establishing said Construction Accounts, and reimbursing the Accounts against which said expenses hitherto have been made chargeable."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3606. An Ordinance entitled, "An Ordinance amending portions of Section 1 of Ordinance No. 403, approved September 10, 1938, entitled, 'An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which

offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes,' as amended and supplemented."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3607. An Ordinance entitled, "An Ordinance amending a portion of Section 1 of Ordinance No. 494, approved October 29, 1938, entitled, 'An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the bridges and viaducts, park and recreation properties of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor,' as amended and supplemented."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3608. An Ordinance entitled, "An Ordinance repealing Ordinance No. 447, approved August 29, 1939, entitled, 'An Ordinance amending Section 1 of Ordinance No. 384, approved August 18, 1938, entitled, 'An Ordinance accepting the offer of the United States of America to aid by way of grant in financing the construction and equipment of three recreation buildings in City-owned playgrounds, identified as 'Docket No. Pa. 1987-F' and agreeing to the terms thereof.'"

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3609. An Ordinance entitled, "An Ordinance accepting the offer of the United States of America to amend the grant offer accepted by Ordinance No. 364, approved August 18, 1938, for Docket No. Pa. 1987-F, and agreeing to the terms thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Demmler	Wolk
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3610. An Ordinance entitled, "An Ordinance repealing Ordinance No. 460, approved September 1, 1939, entitled, 'An Ordinance amending Section 1 of Ordinance No. 381, approved August 18, 1938, entitled, "An Ordinance accepting the offer of the United States of America to aid by way of grant in financing the construction of two combination bath and field houses, including necessary equipment therefor, identified as Docket No. Pa. 1633-F, and agreeing to the terms thereof."'

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3611. An Ordinance entitled, "An Ordinance accepting the offer of the United States of America to amend the grant offer accepted by Ordinance No. 381, approved August 18, 1938, for Docket No. Pa. 1633-F, and agreeing to the terms thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3612. An Ordinance entitled, "An Ordinance accepting the offer of the United States of America to

amend the grant offer accepted by Ordinance No. 380, approved August 18, 1938, for Docket No. Pa. 1612-F, and agreeing to the terms thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole, (Pres't).
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3614. An Ordinance entitled, "An Ordinance amending a portion of Section 1 of Ordinance No. 411, approved August 14, 1939, entitled, 'An Ordinance providing for a contract or contracts to be carried out as Federal Works Agency, Public Works Administration projects, for certain improvements to the public highway, sewerage, drainage, bridge and viaduct, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor,' as amended and supplemented."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole, (Pres't).
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3615. An Ordinance entitled, "An Ordinance appropriating sums totalling Ninety-four Thousand (\$94,000.00) Dollars from Bond Fund 143 for the payment of the City's share of the cost of Unemployment Relief Projects, to be carried out by the Department of Public Works in conjunction with the Federal Work Projects Administration."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3618. An Ordinance entitled, "An Ordinance providing for a

contract or contracts for making repairs to Itin Street Wall and improving drainage facilities in the vicinity thereof, and for the payment of the costs thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole. (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3619. An Ordinance entitled, "An Ordinance appropriating and setting aside the aggregate sum of Twenty-five Thousand (\$25,000.00) Dollars for payment of the cost, including engineering and other necessary expenses, for making repairs to Itin Street Wall and improving drainage facilities in the vicinity thereof, from Code Account 131. 'General Improvement Notes, 1937.'"

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole. (Pres't).
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3620. An Ordinance entitled, "An Ordinance amending a portion of Section 1 of Ordinance No. 256, approved May 22, 1939, entitled, 'An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works Projects for certain improvements to the public sewerage and water systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor.'"

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole. (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3623. An Ordinance entitled, "An Ordinance amending portions

of Section 1 of Ordinance No. 410, approved August 14, 1939, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$748,594.52, for the payment of the cost for improvements to the public highway, bridge and viaduct, sewerage, drainage, water, park and recreation systems of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3631. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of 150 (more or less) Coal Stoves (Cooking) for the Department of Public Welfare, and providing for the payment thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3616. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of John A. Galbreath for \$197.45 in payment of extra work done on contract in connection with a P.W.A. project for the benefit of the City without previous authority of law."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3639. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the Navarro Corporation for \$11,926.15 in payment for extra work done on contract

in connection with a P.W.A. project for the benefit of the City, in accordance with authority granted by Resolution No. 99, approved August 14, 1939."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

McArdle

Evans

Wolk

Gallagher

O'Toole, (Pres't)

Garland

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3601. Resolution authorizing the City Controller to grant to Walter J. Butler, an employee of the Department of City Controller, a leave of absence for a period of three months from August 16, 1939, to November 16, 1939, on account of illness, and allowing him full pay of \$209.16 per month.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler

McArdle

Evans

Wolk

Gallagher

O'Toole, (Pres't)

Garland

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3602. Resolution authorizing and directing the City Controller to accept the sum of \$727.34 in full settlement of unsecured judgment note of Mrs. Jennie R. Silverman, dated October 5, 1933, in the sum of \$3,000.00, and accrued interest thereon from December 6, 1933, and authorizing the satisfaction of judgment of record entered at D.S.B. No. 751 April Term, 1937, upon receipt of said \$727.34, which note was deposited as security for the account of the City of Pittsburgh with the Pennsylvania Trust Company, now in liquidation.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler

McArdle

Evans

Wolk

Gallagher

O'Toole, (Pres't)

Garland

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3617. Resolution authorizing and directing the City Controller to transfer amounts listed below within the Code Accounts of the Bureau of Engineering, D.P.W.

From Code Accounts No

1537 Standards and Specifications	\$ 925.00
1538 Drillings and Test Holes	200.00
1579 Equipment, Bridge Repairs	200.00
1583 Materials, Bridge Repainting	1,000.00
To Code Accounts No.	
1530 Miscellaneous Services	\$ 425.00
1531 Supplies	200.00
1536 Castings	500.00
1576 Supplies, Bridge Repairs	200.00
1580 Wages, Bridge Repainting	1,000.00

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3621. Resolution authorizing the City Controller to transfer \$2,500.00 from Code Account No. 1768, Fuel-Coal, Mechanical Division, to Code Account No. 1750, Soda Ash and Chlorine, Filtration Division, Bureau of Water.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3622. Resolution authorizing and directing the City Controller to transfer the following sums amounting in the aggregate to \$1,250.00 from and to certain code accounts within the Bureau of Highways and Sewers, D.P.W.

From Code Accounts No.

1629 Equipment, Cleaning Highways	\$ 150.00
1635-1 Equipment, Repairing Highways	150.00
1642-1 Salaries, Temp. Emp., Boardwalks and Steps	950.00
To Code Accounts No.	
1617 Repairs, Stables and Yards	\$ 50.00
1618 Equipment, Stables and Yards	200.00
1626 Supplies, Cleaning Highways	1,000.00

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Evans presented

No. 3684. Report of the Committee on Public Works for September 26, 1939, transmitting a Lot Plan and sundry Ordinances to Council.

Which were read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3625. Bedford Dwellings Plan of Lots in the Fifth Ward of the City of Pittsburgh, laid out by the Housing Authority of said City, and the dedication of Chauncey drive and Somers drive, as shown thereon.

Which was read, accepted and approved by the following vote:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

Also

Bill No. 3626. An Ordinance entitled, "An Ordinance approving a plan of lots named 'Bedford Dwellings' in the Fifth Ward of the City of Pittsburgh, laid out by the Housing Authority of the City of Pittsburgh; accepting the dedication of Chauncey drive and Somers drive, as shown thereon for public highway purposes; opening and naming the same; fixing the width and position of the sidewalks, roadways and automobile parking areas, and establishing the grades thereon."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3360. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-E15, by extending (a) the 'A' Residence District by including all that certain property, now classified Commercial District, lying within the area bounded by Bedford avenue; Kirkpatrick street; the southerly line of Ridgway street extended; Ridgway street and Francis street; (b) the Third Area District by including all that certain property, now classified Fourth Area District, lying within the afore-bounded area."

Which was read

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3291. An Ordinance entitled, "An Ordinance widening River avenue, from a property line 246.06 feet east of Madison avenue to a point 161.0 feet east of Hope street, and at the intersection of Hope street; providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Evans

Gallagher

Garland

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3292. An Ordinance entitled, "An Ordinance widening East Ohio street, in the Twenty-third Ward of the City of Pittsburgh, at the intersection of Troy Hill road, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Evans

Gallagher

Garland

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill failed to pass finally, in accordance with the provisions of the Act of May 22, 1895, and the several supplements thereto.

Mr. Wolk presented

No. 3685. Report of the Committee on Public Service and Surveys for September 26, 1939, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3630. An Ordinance entitled, "An Ordinance vacating Spruce way, from Twenty-fifth street to a point 192.0 feet eastwardly therefrom."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Evans

Gallagher

Garland

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3640. An Ordinance entitled, "An Ordinance refixing the width and position of the westerly sidewalk and roadway of North Craig street, from Fifth avenue to a point 204.5 feet northwardly therefrom, and refixing the width and position of the sidewalks and roadway of South Craig street, from Fifth avenue to Henry street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3641. An Ordinance entitled, "An Ordinance refixing the width and position of the sidewalks and roadway of Fifth avenue, from University Place to a point 60.0 feet east of North Neville street; providing for slopes, parking, retaining walls and steps."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3642. An Ordinance entitled, "An Ordinance re-establishing the grade of Stanton avenue, from McCandless street to a point 175.0 feet westwardly therefrom; from Fifty-second street to a point 61.40 feet east of Duncan street; from a point 83.08 feet

west of Duncan street to Holmes street, and from Kent way to Carnegie street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle presented

No. 3686. Report of the Committee on Public Safety for September 26, 1939, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3635. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Safety to extend the lease between the City of Pittsburgh and the Gamewell Company, for the leasing and rental of fire alarm and equipment in the North Side Temporary Fire Alarm Office at Arch and Erie streets, and providing for cancellation of said lease."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3636. An Ordinance entitled, "An Ordinance supplementing Section 2 of Ordinance No. 335, entitled, 'An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof,' approved October 3, 1922, as amended and supplemented, by adding thereto certain new paragraphs further regulating the use and operation of vehicles on the streets of the City of Pittsburgh; by adding certain specified streets or portions of streets to certain existing designated paragraphs thereof, and by repealing a portion of paragraph (h) of Section 2 of said Ordinance."

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Gallagher presented

No. 3687. Report of the Committee on Public Welfare for September 26, 1939, transmitting an Ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3543. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the resurfacing of approximately 6400 square yards of pavement, and surface treating approximately 10,000 square yards of pavement at the City Home and Hospitals, Mayview, and providing for the payment thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Garland
Evans	McArdle
Gallagher	Wolk

Noes:—Mr. O'Toole, (Pres't.)

Ayes 6. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. McArdle moved

That the Minutes of Council of Monday, September 25, 1939, be approved.

Which motion prevailed.

And upon motion of Mr. Wolk
Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Monday, October 9, 1939

No. 45

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON--Ass't City Clerk

Pittsburgh, Pa.

Monday, October 9, 1939.

Council met.

Present Mesrs.

Evans	McArdle
Gallagher	Weir
Garland	Wolk
Leonard	O'Toole (Pres't).

Absent:—Mr. Demmler

PRESENTATIONS

Mr. Evans (for Mr. Demmler) presented

No. 3688. An Ordinance providing for the letting of a contract for the furnishing and delivery of one Calculating Machine for the Department of City Planning, and providing for the payment thereof.

Also

No. 3689. An Ordinance authorizing the issuance of warrants in favor of Ben Construction Company for \$109.45 and Henry Butch for \$2,341.45 in payment for extra work on contracts in connection with P. W. A. projects for the benefit of the City without previous authority of law.

Also

No. 3690. Resolution authorizing and directing the City Controller to transfer the sum of \$400.00 from Code Account No. 1016, Salaries, Regular Employees, to Code Account No. 1018, Supplies, Office of the Mayor.

Also

No. 3691. Communication from the Mayor relative to the \$25.00 fee proposed for the licensing of vending slot machines.

Also

No. 3692. Communication from the City Treasurer transmitting statement of collection of delinquent taxes for the periods September 16 to September 30, 1939, and January 1 to September 30, 1939; also statement of accounts of the City Solicitor.

Which were severally read and referred to the Committee on Finance.

Mr. Evans presented

No. 3693. An Ordinance consenting to the incorporation of the Buhl Planetarium and Institute of Popular Science as a non-profit corporation; consenting to the assignment of the lease dated July 20, 1937, between the City of Pittsburgh and the Board of Managers of the Buhl Foundation, to said non-profit corporation, and providing for the terms and conditions of said assignment.

Also

No. 3694. An Ordinance accepting the offer of the United States of America to amend the grant offer accepted by Ordinance No. 589, approved December 15, 1938, for Docket No. Pa. 1634-F, and agreeing to the terms thereof.

Also

No. 3695. An Ordinance amending portions of Section 1 of Ordinance

No. 410, approved August 14, 1939, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$748,594.52 for the payment of the cost for improvements to the public highway, bridge and viaduct, sewerage, drainage, water, park and recreation systems of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States," as amended and supplemented.

Also

No. 3696. An Ordinance amending portions of Section 1 of Ordinance No. 403, approved September 10, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes," as amended and supplemented.

Also

No. 3697. An Ordinance amending and supplementing Section 1 of Ordinance No. 411, approved August 14, 1939, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Works Agency, Public Works Administration projects, for certain improvements to the public highway, sewerage, drainage, bridge and viaduct, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor," as amended and supplemented.

Also

No. 3698. Resolution authorizing the City Solicitor to satisfy the penalty of \$7,104.00 and advertising costs of \$2.80 billed against the Pittsburgh Hotels Corporation at D. T. D. No. 260 October Term, 1934, on taxes for the year 1931, amounting to \$70,000.00, which taxes were paid by instalments during the year 1932, and charging the Prothonotary's costs to the City of Pittsburgh.

Also

No. 3699. Communication from the Department of Public Works advising of extra work required in the amount of \$150.00 for cutting off and removing approximately 4 feet, 10 inches, of the front of a two-story building situated on the property of A. L. Glick, in connection with the widening and improving of Bigelow boulevard.

Also

No. 3700. Communication from the Department of Public Works advising of an additional item in the amount of \$78.10 for a corner stone in the contract for the construction of the municipal incinerator.

Which were severally read and referred to the Committee on Finance.

Also

No. 3701. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-E15, by changing from an "A" Residence District to a Commercial District, all that certain property bounded by Melwood avenue; Finland street; Flavian street; Croesus way and Ridgeway street.

Also

No. 3702. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-0, by extending the "A" Residence District by including all that certain property now classified Commercial District, (a) bounded by Perrysville avenue; the line of the present Residence District north of Lafayette avenue; Koerner avenue and the line of the present "A" Residence District south of Lafayette avenue; (b) fronting on the westerly side of Perrysville avenue from a point 25 feet northwardly from the southerly line of property, now or late, of G. N. Lacock, northwardly to the line of the present "A" Residence District; (c) fronting on the northerly side of Perrysville avenue and Ridgewood street from the easterly line of the Robert S. Smith Plan westwardly to Holyoke street.

Also

No. 3703. Petition requesting the surfacing of the 1500 block of Napoleon street.

Also

No. 3704. An Ordinance open-

ing Swissvale avenue, from the southerly line of the Crestline Place Plan of Lots to the dividing line between the City of Pittsburgh and the Borough of Wilkinsburg, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3705. Resolution authorizing and directing the Mayor to sign a petition or petitions on behalf of the City of Pittsburgh for the vacation of the following streets in the Fourth and Fifth Wards of the City of Pittsburgh:

- (a) BATTALION WAY, in the 4th Ward, from Wyandotte street to Allequippa street;
- (b) WYANDOTTE STREET, in the 4th and 5th Wards, from former Kirkpatrick street to Whitridge street;
- (c) HILLSIDE STREET and HILLSIDE WAY, in the 5th Ward, from the westerly terminus of Hillside street, to a point 111.54 feet east of Whitridge street;
- (d) MOULTRIE STREET, in the 4th and 5th Wards, from a point of 38.48 feet north of Orr street to Desplane way;
- (e) WADSWORTH STREET, in the 5th Ward, from Soho street to a point 483.80 feet west of Robinson street;
- (f) EMMETT STREET, in the 5th Ward, from Soho street to Wadsworth street;
- (g) UNNAMED 20-FT. WAY, in the 5th Ward, from Carrillo street to Robinson street;
- (h) WHITRIDGE STREET, in the 5th Ward, from Berthoud street to Wyandotte street;
- (i) ROBINSON STREET, in the 5th Ward, from Berthoud street to Carrillo street;
- (j) CARRILLO STREET, in the 5th Ward, from Whitridge street to Robinson street;
- (k) ALLES WAY, in the 5th Ward, from Whitridge street to Robinson street;
- (l) BERTHOUD STREET, in the 5th Ward, from Whitridge street to Morgan street;
- (m) BURROWS STREET, in the 4th Ward, from Mohawk street to a property line 30.23 feet north of the first angle north of Mohawk street;
- (n) SOHO STREET, in the 4th and 5th Wards, from a point 115.23 feet south of Reed street to a point 197.58 feet south of Wyandotte street;
- (o) STARK PLACE, in the 5th Ward, from Wyandotte street to Wadsworth street;
- (p) MOHAWK STREET, in the 4th Ward, from a property line 177.65 feet west of Miami street to a property line 102.22 feet east of Burrows street;
- (q) MIAMI STREET, in the 4th Ward, from Emma street to Mohawk street;
- (r) TERRACE STREET, in the 4th Ward, from Miami street to Whitridge street;
- (s) DUNBAR WAY, in the 4th Ward, from Miami street to Whitridge street;
- (t) HILLSIDE STREET, in the 4th Ward, from Wyandotte street to Gazzam street;
- (u) EMMA STREET, in the 4th Ward, from Hillside street to Whitridge street;
- (v) AUDLEY STREET, in the 4th Ward, from Emma street to Battalion way;
- (w) ALLEQUIPPA STREET, in the 4th Ward, from a point 533.74 feet west of the first angle west of Battalion way to Whitridge street;
- (x) SAVILLA WAY, in the 4th Ward, from Battalion Way to Whitridge street;
- (y) UNNAMED 40-FT. STREET, in the 4th Ward, contiguous to the easterly line of Lot No. 422 in J. M. Gazzam's Revised Plan, from Mohawk street to a property line 101.68 feet southwardly therefrom;
- (z) UNNAMED 5-FT. WAY, in the 4th Ward, lying 225.27 feet east of Hillside street, and extending from Wyandotte street to Emma street;
- (a-1) UNNAMED 5-FT. WAY, in the 4th Ward, lying between lots Nos. 513 and 514 in J. M. Gazzam's Revised Plan, and extending from Gazzam street to Allequippa street;
- (b-1) GAZZAM STREET, in the 4th

- Ward, from a point 164.88 feet west of the first angle west of Hillside street to Audley street;
- (c-1) PILOT WAY, PUEBLO STREET, MALTA WAY and ALVA WAY, in the 4th Ward, all extending from Mohawk street to Allequippa street; OMAR STREET, in the 4th Ward, from Pueblo street to Miami street; and SUNBURY WAY, in the 4th Ward, from Alva street to Miami street;
- (d-1) GAZZAM WAY, in the 4th Ward, from Battallion way to its easterly terminus at a 20 foot unnamed way;
- (e-1) UNNAMED 20-FT. WAY, in the 4th Ward, bordering on the westerly line of Lot No. 112 in the E. P. Jones Plan, at a point 120 feet west of Whitridge street and extending from Emma street to Allequippa street;
- (f-1) UNNAMED 20-FT. WAY, in the 4th Ward, lying parallel to and 100 feet north of Terrace street and extending from Alequippa street to Whitridge street;
- (g-1) ANDERSON STREET, BIDDLE STREET, an UNNAMED 24-FT. WAY, in the 4th Ward, parallel to and midway between Anderson and Biddle streets, and an UNNAMED 24-FT. WAY, in the 4th Ward, parallel to and 100.00 feet west of Biddle street, all extending from Allequippa street to Mohawk street;
- (h-1) HAVRE STREET, in the 4th Ward, from Allequippa street to its southerly terminus at a property line 278.09 feet south of Dunbar way;
- (i-1) WHITRIDGE STREET, in the 4th Ward, from Terrace street to its southerly terminus at the southerly line of J. P. Bailey's Plan.
- (j-1) WARING STREET, in the 5th Ward, from Breckenridge street to Berthoud street; BERTHOUD STREET, in the 5th Ward, from Eunice street to Whitridge street; ALLES STREET, in the 5th Ward, from Eunice street to Whitridge street; EUNICE STREET, in the 5th Ward, from Berthoud street to Whitridge street; an UNNAMED 10-FT. WAY, in the 5th Ward, from Waring street to Berthoud street, and an UNNAMED 30-FT. STREET, in

the 5th Ward, from Berthoud street to Alles street.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Gallagher presented

No. 3706. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Restraint Wristlets for the Pittsburgh City Home and Hospitals, and providing for the payment thereof.

Which was read and referred to the Committee on Public Welfare.

Also

No. 3707. An Ordinance setting aside the aggregate amount of \$200.00 from Emergency Appropriation No. 1290, for the payment of the cost of supplies by the Department of Public Welfare for the balance of the year 1939.

Which was read and referred to the Committee on Finance.

Mr. Garland presented

No. 3708. An Ordinance appropriating the sum of \$4,248.83 from Bond Fund 294, Water Bonds 1928, for the purchase, for the Department of Public Works, from The Sheffield Land Company of the private water mains and appurtenances, as laid out in 1928 by said Company, on Forest Glen road, in the Fourteenth ward of the City of Pittsburgh.

Also

No. 3709. An Ordinance authorizing and directing the proper officers of the City to enter into an agreement with the Sheffield Land Company for the purchase of the private water mains and appurtenances on Forest Glen road, in the Fourteenth ward of the City of Pittsburgh, for the sum of \$4,248.83, and providing for the payment thereof.

Which were read and referred to the Committee on Finance.

Also

No. 3710. Communication from Mrs. Susan Patrick relative to a leak in the water main in the vicinity of her residence at 527 S. Graham street.

Which was read and referred to the Committee on Filtration and Water.

Mr. Leonard presented

No. 3711. Communication from

Howard Zacharias, Esq., attorney for Mine Safety Appliances Company, urging the installation of a traffic signal at the intersection of Meade street and Braddock avenue.

Which was read and referred to the Committee on Public Safety.

Mr. McArdle presented

No. 3712. Resolution authorizing the Director of the Department of Public Welfare to grant a leave of absence from duty, with full pay for a period of four months beginning August 24, 1939, to Herman Trautman, Electrician at the Pittsburgh City Home and Hospitals, Mayview.

Which was read and referred to the Committee on Finance.

Mr. Weir presented

No. 3713. An Ordinance amending Ordinance No. 184, approved April 1, 1939, entitled, "An Ordinance authorizing the Pittsburgh Park and Playground Society to conduct Night Floral Exhibitions in Phipps Conservatory."

Which was read and referred to the Committee on Parks and Libraries.

Mr. Wolk presented

No. 3714. Communication from John E. Born, offering to the City a portion of the Bon Air Plan of Lots, 18th Ward, owned by the Estate of Alexander Dempster, as an addition to McKinley Park, for tax exoneration on same and the surfacing of the remaining portion of the plan.

Which was read and referred to the Committee on Finance.

Also

No. 3715. An Ordinance vacating a portion of Bigelow boulevard, from a property line 93.0 feet east of Herron avenue to a property line 119.33 feet east of Hancock street.

Also

No. 3716. An Ordinance granting unto the West Penn Securities Department, Inc., of Pittsburgh, Pa., the right and privilege to construct, maintain, use and operate a cellar door entrance in the southerly sidewalk of First avenue, First ward.

Which were read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 3717. An Ordinance creating and establishing three positions in the Department of City Treasurer and one position in the Bureau of Traffic Planning, Department of Public Safety, required for work in connection with the collection of monies from parking meters and for the repair and maintenance of same, and fixing the rate of compensation thereof.

Also

No. 3718. An Ordinance authorizing the leasing to the Pittsburgh Plate Glass Company of a part of the Duquesne Way wharf, formerly occupied by the Farmers' Market, being a portion of the old Farmers' Market platform located on Duquesne way, between Sixth and Seventh streets.

Also

No. 3719. An Ordinance providing for the letting of a contract for the furnishing and delivery of one automobile truck for the Department of City Planning, and providing for the payment thereof.

Also

No. 3720. Resolution authorizing and directing the City Solicitor to satisfy the records in the amount of \$58.83, paid by Joseph B. and Olive E. Simms, 1815 Webster avenue, for sidewalk construction in August, 1938, plus interest and all other charges, said amount having been liened in error at M. L. D. No. 132, April Term 1939.

Also

No. 3721. Resolution authorizing and directing the City Solicitor to satisfy the records in the amount of \$26.96, paid by Edward J. Quirk and Helen Quirk, his wife, 1136 Brookline boulevard, for sidewalk construction during 1936, plus interest and all other charges, said amount having been liened in error at M. L. D. No. 6, July Term 1936.

Also

No. 3722. Resolution authorizing and directing the City Controller to make the following transfers, amounting to \$12,500.00, within his department:

FROM CODE ACCOUNT

1064, Salaries, Regular Em-	
ployes	\$ 1,500.00
46, Judgments	11,000.00

TO CODE ACCOUNT

1047, Wages, Temporary Em-
ployes -----\$12,000.00
1048, Miscellaneous Services--- 500.00

Also

No. 3723. Communication from the Pittsburgh Central Labor Union advising of its endorsement of the proposed new water supply system for Pittsburgh.

Also

No. 3724. Communication from the Allegheny County Board, State Department of Public Assistance, transmitting copy of monthly inventory showing number of employable persons receiving assistance in each political subdivision available for work assignment to eligible governmental agencies or institutions.

Also (by request)

No. 3725. An Ordinance amending portions of Section 31, Bureau of Operating Maintenance, Department of Lands and Buildings; Section 61, Brilliant Pumping Station; Section 63, Ross Pumping Station; Section 64, Herron Hill Pumping Station; Section 66, Howard Street Pumping Station; Section 67, Lincoln Pumping Station, and Section 68, Pumping Station Relief Crew, All Stations, Bureau of Water, Department of Public Works, of Ordinance No. 618, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939, as amended and supplemented.

Also (by request)

No. 3726. An Ordinance amending portions of Section 41, Department of Public Safety, Bureau of Electricity, of Ordinance No. 618, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Which were severally read and referred to the Committee on Finance.

Also

No. 3727. Communication from Samuel H. Jasper and J. L. Foster relative to drainage seeping through their respective properties at 719 and 721 Hastings street.

Which was read and referred to the Committee on Public Works.

Also

No. 3728. Communication from the St. Clair Board of Trade urging a W. P. A. project for the correction of the various sets of house numbers on Arlington avenue.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 3729. Communication from the North Side Woman's Civic Club protesting the selection of any one, other than a resident of the North Side, to fill the position of Librarian at the North Side Carnegie Library.

Which was read and referred to the Committee on Parks and Libraries.

Also

No. 3730. An Ordinance supplementing Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh, and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented, by establishing parking meter zones on certain streets and continuing the government of traffic therein by the use of parking meters.

Which was read and referred to the Committee on Public Safety.

REPORTS OF COMMITTEES

Mr. Evans (for Mr. Demmler) presented

No. 3731. Report of the Committee on Finance for October 3, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3311. An Ordinance entitled, "An Ordinance authorizing the exoneration of City taxes on certain properties located on Center avenue during the time said properties are utilized for playground purposes under the supervision of the Sacred Heart Church of Pittsburgh."

Which was read

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans Leonard

Gallagher Weir

Garland

Noes:—Messrs.

McArdle O'Toole, (Pres't)

Wolk

Ayes 5. Noes 3.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3669. An Ordinance entitled, "An Ordinance setting aside the aggregate amount of \$600.00 from Emergency Appropriation No. 1290, for the payment of the cost of Pasteur Treatment by the Department of Public Welfare for the balance of the year 1939."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans McArdle

Gallagher Weir

Garland Wolk

Leonard O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3657. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of W. N. Sauer Company for \$424.97 in payment for extra work done on contract in connection with a P. W. A. project for the benefit of the City without previous authority of law."

Which was read

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans McArdle

Gallagher Weir

Garland Wolk

Leonard O'Toole, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3670. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of Commonwealth of Pennsylvania for \$137.00; Parmelee Motor Fuel for \$135.72; Standard Oil Co. for \$41.60; Zeigler Machinery Co. for \$21.70; Dixon Motor Co. for \$9.84; Option Equipment and Supply Co. for \$6.93; Dyke Motor Supply Co. for \$4.20; H. C. Boyle for \$8.00; Louis Gordon, Jr., Son Co. for \$7.00, for services rendered and supplies furnished the Department of Public Welfare without previous authority of law."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	Wolk
Leonard	O'Toole, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3517. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants to Edward S. Vogler in the amount of \$88.60, John J. Lyon in the amount of \$56.40, Aloysius Miller in the amount of \$56.40, Harry Lempp in the amount of \$56.40, John Ryan in the amount of \$56.40, Albert E. Florig in the amount of \$88.60, Sylvester Stoehr in the amount of \$97.00, George Puff in the amount of \$28.20, George Conley in the amount of \$10.20 and Leo Duke in the amount of \$12.30."

In Finance Committee, October 3, 1939, bill read and amended in Section 1 as shown in red and in the title by striking out the words "George Puff in the amount of \$28.20, George Conley in the amount of \$10.20 and Leo Duke in the amount of \$12.30" and by inserting after the amount "\$88.60" the word "and," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill as amended in Committee and agreed to by Council, was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	Wolk
Leonard	O'Toole, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3674. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the Navarro Corporation for \$39,567.24, in payment for extra work done on contract in connection with a P. W. A. project for the benefit of the City, in accordance with authority granted by Resolution No. 99, approved August 14, 1939."

In Finance Committee, October 3, 1939, bill read and ordered returned to Council with an affirmative recommendation, subject to report from the engineer in charge and the architect as to whether or not the bill has been checked and the work done in accordance with the bill submitted, also as to the balance due the contractor.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

The Clerk stated

That he had not received the report asked for.

The Chair:—Gentlemen, Bill No. 3674 was returned to Council with an affirmative recommendation, subject to a certificate being furnished by the Director of the Department of Public

Health that the amounts set forth in the ordinance are correct. The Director has not submitted this certificate, and Mr. Rieke of the Department of Lands and Buildings personally desires to furnish this information. If there are no objections, Mr. Rieke will be given the privilege of the floor.

Mr. George H. Rieke, Department of Lands and Buildings, said:

Mr. President and Members of Council—I hold in my hand an estimate, which is the customary estimate, for the period from September 1st to September 30, 1939. It shows \$80,467.88 of work completed at the new Municipal Hospital up to and including September 30. Of that amount \$57,214.88 is covered by this ordinance. It is reduced to \$39,567.94 by 10 per cent. retention of \$5,721.49, and \$11,926.15 previously paid, which brings the amount due the contractor on account of that extra to \$39,567.24. Also contained in this estimate is the sum of \$23,253.00 for work performed in accordance with the terms of the contract. This estimate is signed by Mr. Navarro, President of the Navarro Corporation; Mr. Bildstein for the Architect, Mr. Irwin; Wm. H. King, Jr., City Inspector, and Mr. Luyster, Resident Engineer-Inspector for P. W. A. It has been our custom to pay these estimates when they come in with these signatures. I hope you gentlemen will accept this statement; if it is not accepted, Mr. Navarro will not get his money, and if he doesn't get his money he threatens to stop his work, and if that happens, it will tie up the work.

The Chair:—The point I raised is that the estimates are signed by everybody except the Director of the Department of Public Health.

Mr. Rieke:—It is my understanding that when these estimates are received and approved, departmental invoices are written up and signed by Director Barr, Mr. Pyle, Director Alexander and myself.

The Chair:—Why should an invoice for work performed on the Municipal Hospital be signed by the Director of the Department of Lands and Buildings?

Mr. Rieke:—It has been arranged that the Department of Lands and Build-

ings have charge of the execution of the construction work. The previous ordinance for the payment of \$11,926.15 under a Wallace Act ordinance was enacted a few weeks ago, and the same procedure followed. Mr. Navarro received his check for this amount yesterday. The main interest we have in this matter is that the work should not be tied up by delay in payment of this money to the contractor.

Mr. McArdle:—Assuming that to be true, in line with the communication sent by the Clerk of the Finance Committee to the Department of Public Health, why didn't the Director make a report to this Council?

Mr. Rieke:—Well, Mr. McArdle.

Mr. McArdle:—Instead you come before Council and read these estimates. The work is being done under an ordinance authorizing the Mayor and the Director of the Department of Public Health to award a contract or contracts for its execution, and that is the reason why I say the Director of Public Health should have responded to Council as per action of the Committee. Necessarily you don't have to sign anything. The ordinance is presented to Council and there is nothing before Council except the letter of transmittal, and we asked that some further detailed information be supplied by the Director of the Department of Public Health, which you now come to supply. The question is, why doesn't the department—meaning the head of the department, the Director—take the responsibility of saying what the facts are, so it will go into the record?

Mr. Rieke:—May I take a few minutes more to read an excerpt from a letter addressed by the Clerk of the Finance Committee, Mr. Schilpp, to the Director of the Department of Public Health, dated October 4, 1939? I quote, "At a meeting of the Finance Committee held October 3, 1939, the following bill was given an affirmative recommendation subject to reports from the Engineer in charge and the Architect, whether or not the bill has been checked and the work done in accordance with the bills submitted; also, for the balance due the contractor." Then follows the title of the ordinance. This ordinance was prepared by the Director of the Department of Public Health. Our answer to that, was the

filing of this certificate in the Controller's office.

Mr. McArdle:—Filing it in the Controller's office would not bring it before Council, authorizing the payment because it is being paid under an extra work order.

Mr. Rieke:—If Council intends to initiate some new procedure I willingly will go along. I didn't know anything else was necessary.

The Chair:—The Council, sitting in Committee on Finance, asked the Director to furnish a certificate that the amounts set forth in the ordinance are correct. This has not been done. The Department of Lands and Buildings has nothing to do with this procedure.

Mr. McArdle:—The certifying, to the invoice rests with the Director of the Department of Public Health. There is nothing from the Health Department which we could consider an answer to the committee's action unless we want to accept your appearance here and your statement as an answer to the committee's action.

Mr. Rieke:—Well, gentlemen, I am at your service; I will be glad to do what you desire.

Mr. McArdle:—What we would like to get is an answer to the committee's request from the Director of the Department of Public Health? When requests for reports are made they should be answered.

Mr. Rieke:—That is the only notice that came to the Director of the Department of Public Health, and we answered it to the gentleman who made it. This estimate has been in the Controller's office since last Thursday. In addition to the extra work the contractor was paid money on his contract.

Mr. McArdle:—Would there be any way of identifying that as the paper that would be made out and filed which would be a response to the motion made by the Finance Committee and sent to Mr. Schilpp?

Mr. Rieke:—Mr. Schilpp can testify that we sent it to him.

Mr. McArdle:—We want it in our records.

Mr. Wolk:—In other words, why didn't Director Alexander sit down and write a letter and sign his name in response to the committee's request?

Mr. Rieke:—Perhaps it is my fault that he didn't do that. I felt, in answer to the Clerk's letter, all I was to do was to take the estimate down to the Controller's office. The only notice that Director Alexander received, was the letter from which I quoted.

Mr. Wolk:—The complaint is that we don't have anything from the head of the department certifying that the bill is correct.

Mr. Rieke:—The only answer I can make to that is that Director Alexander endorsed the ordinance and sent it with a letter of transmittal both to Mr. Lindsay and the gentlemen of Council. I am sorry that an oversight has occurred.

The Chair:—Is the Director of the Department of Public Health in the building?

Mr. Rieke:—Yes, sir.

The Chair:—The ordinance will be laid on the table and Mr. Rieke asked to get in touch with the Director of Health and have the Director submit a letter certifying that the amount set forth in the ordinance is correct; in other words, comply with the request of the Committee on Finance. As soon as this letter is received action can then be taken on the ordinance.

Mr. Rieke:—I will immediately communicate Council's wishes to the Director and have him submit the letter which is desired by your body.

The Chair stated

That the bill would lay over for the present.

Also, with an affirmative recommendation.

Bill No. 3654. Resolution authorizing the issuing of a warrant in favor of Louis Haas, 823 North Euclid avenue, City, in the amount of \$2.00, refunding fine imposed by Magistrate Sullivan for blocking a driveway; said Haas later having been discharged by Magistrate Lucas, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	Wolk
Leonard	O'Toole, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

No. 3655. Resolution authorizing and directing the City Controller to sell, through a broker or stock exchange, the 55 shares of the capital stock of the Washington Trust Company, Pittsburgh, pledged as collateral security to the note of Edward J. McKenna, deceased, dated February 13, 1931, deposited as security for City's account with the Pennsylvania Trust Co., now in liquidation, in the sum of \$7,892.50, with interest accrued thereon at the rate of 6% from October 9, 1932; authorizing the execution and delivery of the stock, together with the necessary powers of attorney to complete the transfer of the stock to the purchaser, and further, upon receipt of the proceeds from the sale of said stock, to credit the net amount received on account of the note of Edward J. McKenna, and relieving said Controller from further accounting for said stock.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	Wolk
Leonard	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Coun-

cil being in the affirmative, the resolution passed finally.

Also

Bill No. 3656. Resolution authorizing and directing the City Controller to transfer the sum of \$450.00 from Code Account 1364, Repairs, to Code Account 1361, Miscellaneous Services, Bureau of Accounts and Administration, Department of Lands and Buildings.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	Wolk
Leonard	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3673. Resolution authorizing and directing the City Controller to transfer the sum of \$1,500.00 from Code Account No. 1469, Fire Hose, to Code Account No. 1468, Equipment, Bureau of Fire, Department of Public Safety.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Weir
Garland	Wolk
Leonard	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Evans presented

No. 3732. Report of the Committee on Public Works for October 3, 1939, transmitting a lot plan and sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3663. Mary H. Maury Plan No. 1, in the 26th Ward, Pittsburgh, laid out by Mary H. Maury, and the dedication of East lane, South Side avenue and Shirls street as shown thereon.

Which was read, accepted and approved by the following vote:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

Also

Bill No. 3664. An Ordinance entitled, "An Ordinance approving the 'Mary H. Maury Plan No. 1' Plan of Lots, in the Twenty-sixth Ward of the City of Pittsburgh, laid out by Mary H. Maury; accepting the dedication of East lane, South Side avenue and Shirls street, as shown thereon, for public use for highway purposes; opening and naming the same, the establishing the grade thereon."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3661. An Ordinance entitled, "An Ordinance amending a portion of Section 1 of Ordinance No. 321, approved June 17, 1939, entitled, 'An Ordinance providing for contract or contracts for the regrading, repaving, recurbings, widening and otherwise improving of certain streets, hereinafter set forth, and for the payment of the costs thereof.'"

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3359. An Ordinance entitled, "An Ordinance widening Milan avenue, in the Thirty-second Ward of the City of Pittsburgh, from Alwyn street to the westerly plan line of 'Milan Terrace' and from the easterly plan line of 'Milan Terrace' to Witt street, and providing that the costs, damages and expenses occasioned there-

by be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3449. An Ordinance entitled, "An Ordinance authorizing and directing the grading and paving of Twenty-ninth street, from Railroad street to a point approximately four hundred sixty-five (465) feet northwardly therefrom, including the construction of a fifteen (15") inch terra cotta pipe sewer, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing further, for the payment of the City's share thereof."

Which was read

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3450. An Ordinance entitled, "An Ordinance authorizing and directing the grading to a width of twenty (20') feet, paving to a width of eighteen (18') feet and curbing the northerly side of Railroad street, from Twenty-eighth street to Thirtieth street, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of that bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Evans also presented

No. 3733. Report of the Committee on Public Works for October 4, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3509. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E15, by changing from an 'A' Residence District to a Commercial District, all that certain property fronting on southernly side of Centre avenue extending 55 feet westwardly from the line of the Commercial District west of Morgan street and having a uniform depth of 80 feet."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Wolk presented

No. 3734. Report of the Committee on Public Service and Surveys for October 3, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3471. An Ordinance entitled, "An Ordinance vacating a portion of Reed street, at the intersection of Elmore street."

Which was read

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Gallagher presented

No. 3735. Report of the Committee on Public Welfare for October 3, 1939, transmitting an Ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3671. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of rugs, beds and one dental X-Ray unit for the Pittsburgh City Home and Hospitals, and providing for the payment thereof."

Which was read

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Evans moved

That the following members be excused for absence from Council and Committee meetings:

Mr. Deumler on September 11, 13, 18, 26, 1939;

Mr. Leonard on September 13, 18, 19, 1939;

Mr. McArdle on September 18, 19, 1939;

Mr. Weir on September 11, 1939.

Which motion prevailed.

Mr. Evans presented

No. 3736. RESOLVED, That the Mayor or the Director of the Department of Public Works be and he is hereby authorized and directed to forward telegraphic communication to the Regional Director, M. E. Gilmore, at New York, advising of the intention of the City of Pittsburgh to promptly accept the offer of the United States of America, dated October 5, 1939, designated as PW 92122-2 and applying to Docket No. Pa. 1634-F.

Which was read.

Mr. Evans moved

The adoption of the resolution.

Upon which motion, the ayes and noes were ordered taken, and being taken, were:

Ayes:—Messrs.

Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Also

No. 3737. WHEREAS, Due to the death of David D. Cadugan, the position of Librarian of the Carnegie Free Library of Allegheny is now vacant, and

WHEREAS, There is urgent need that an appointment be made at once to fill this position, and

WHEREAS, Under the Ordinance governing the management of the Carnegie Free Library of Allegheny it is required that the Librarian be elected by Council, and

WHEREAS, The members of the Library Committee of Council, recommend the appointment of George Seibel to fill the position of Librarian of the Carnegie Free Library of Allegheny. Therefore, be it

RESOLVED, That George Seibel be elected to the position of Librarian of the Carnegie Free Library of Allegheny for a term of two years.

Which was read.

Mr. Evans moved

The adoption of the resolution.

Mr. Garland arose and said:

Mr. President:—I am voting No for the reason that for the past 25 years the Librarian of the Carnegie Free Library of Allegheny has been a resident of Allegheny, or the North Side—Messrs. Eggers, Connelley and Cadugan. I am also opposed to the appointment for the reason that Mr. Carnegie spent the early part of his life over there, and gave the money to the former City of Allegheny for that institution. I think it only fair and just that a North Sider be considered for that place.

And the question recurring on the adoption of the resolution, the ayes and noes were ordered taken, and being taken, were:

Ayes:—Messrs.

Evans

Gallagher

Leonard

Noes:—Mr. Garland

Ayes 6. Noes 1.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Mr. Gallagher presented
No. 3738.

WHEREAS, On March 9, 1937, by Bill No. 2643 the Council directed an investigation into the natural gas rates; and

V/HEREAS, On April 20, 1937, the Pennsylvania Public Utility Commission instituted rate cases on its own motion against the several gas companies operating on franchises granted by the City of Pittsburgh; and

WHEREAS, These cases have been in suspense for two and one-half years, are not concluded, and the City is without knowledge of the status of these cases; and

WHEREAS, On June 21, 1937, this Council directed the Law Department to make the City of Pittsburgh a party complainant by filing a petition to intervene in the said gas cases; and

WHEREAS, On March 21, 1939, this Council directed the law Department to report on the progress of these cases and protest vigorously against the new mark-up of rates by The Peoples Natural Gas Company; Therefore, be it

RESOLVED, That a copy of this resolution be directed to the Pennsylvania Public Utility Commission requesting a formal statement to this party complainant of the status of these delayed cases, a forecast of when they can be completed, and advice as to whether there is any hope of reducing the natural gas rates, and whether the City can aid further in bringing these cases to a successful end; And be it further

Resolved, that the City enter its own complaint against the last advance in rates by The Peoples Natural Gas Company and request an immediate hearing be set at Pittsburgh by the said Commission.

Which was read.

Mr. Gallagher moved

The adoption of the resolution.

Mr. Gallagher arose and said:

Mr. President and Members of Council:—The reason I introduced this resolution is that under date of March 20, 1939, the Council directed the Department of Law to report on the progress of these gas cases.

Up until the present date the Department of Law has not made a report to Council.

When the Peoples Natural Gas Company filed its schedule for an increase in rates, under date of March 17, to become effective May 16, the Public Utility Commission of Pennsylvania suspended the new schedule of advanced rates until November 16; in other words, the Commission postponed action for six months.

Up until the present time the Department of Law has not given City Council any information as to what progress is being made in the case before the Public Utility Commission, and that is one reason why I had this resolution prepared. It also directs that a copy be sent to the Public Utility Commission, to advise the Council the forecast as to when the case will be completed and to advise if there is any hope to reduce the gas rates.

In the last Resolve, I propose that the City Law Department and the Utility Engineer make a formal complaint on behalf of the City with respect to the increase in rates. As I understand the situation, the City has never filed a complaint against the increased gas rates; we did ask for a reduction in rates before the Peoples Natural Gas Company submitted its request for an increase in rates.

The purpose of this resolution is to find out what is the status of the case before the Public Utility Commission.

Mr. McArdle:—Mr. Gallagher, May I ask if you want the Law Department—or rather if you want the Public Utility Commission to make answer to these two requests, and if so, what's the idea of entering a new complaint in advance of the report if you get it.

Mr. Gallagher:—Why Mr. Chairman, in answer to Mr. McArdle, there are two distinct and separate questions involved: one is that we intervene, asking for a reduction in gas rates, and in

the meantime the Public Utility Commission on its own initiative started an investigation of these rates.

The Chair:—Governor James Stopped the investigation!

Mr. Gallagher:—He curtailed the appropriations and therefore the Commission has no tools with which to work. I propose that the City oppose the increase in gas rates. The other was that the City ask—

Mr. McArdle:—Do I understand in this last Resolve Clause that it is our purpose that we ought to enter a complaint which will be a proceeding that the City complain against these gas companies, which we would prosecute ourselves.

Mr. Gallagher:—Not necessarily. The case is before the Public Utility Commission. The Peoples Natural Gas Company filed their schedule for an increase in rates with the Public Utility Commission, and the City has never made any complaint against this increase. We complained when we asked for a reduction in rates. I understand the Commission suspended the new rates for six months. My purpose is to have our City Solicitor and the Utility Engineer enter a complaint against this increased gas rate.

Mr. McArdle:—First, a complaint or protest? It must be interpreted by our Law Department as to what they are to do. I have this in mind. Under the law creating the Public Utility Commission, as recently constituted and up until the present time (I don't know how it is now; prior to the induction into office of Governor James), the Commission began a policy of instituting these cases themselves and seeing them through.

Mr. Gallagher:—They were state-wide.

Mr. McArdle:—Under that procedure the Commission paid all the expenses of conducting the investigations. I don't want to get back to the old situation that if the City made the complaint it would have to pay for the prosecution of the case, and because of lack of money on the part of the municipality, or the lack of interest on the part of municipalities adjoining the City, the Commission would sit back and wait for the City of Pittsburgh to carry the whole load. If, as I say, the City does not have

the necessary funds, the case would drop. Another question that comes to my mind is the Whereas Clauses indicate that we have asked for some reports from our Law Department which we haven't received, and notwithstanding this lack of information, you are asking the Public Utility Commission to answer something that ought to come from our own Law Department in the performance of their duty.

Mr. Gallagher:—Up until the present time they (the Law Department) haven't given us any information as to what has gone on in the Public Utility Commission. The last Resolve is a specific complaint. The Peoples Natural Gas Company asked for an increase in its rates and the Public Utility Commission suspended action for six months. I have a copy of the file of the Public Utility Commission; the new rates were filed on March 16 and were to become effective May 16. In the meantime the Public Utility Commission, after making a state-wide investigation, suspended the rate until November 16. On November 16 there is a possibility that these new rates will go into effect. They will effect the small consumer. My thought is that we should enter a complaint against these proposed new rates. Up until the present time, we haven't taken any action. We have complained, on my resolutions, about the excessive rates and asked for a reduction. We all know the political picture. Immediately after Governor James went into office, the appropriations of the Public Utility Commission were curtailed. My purpose in presenting this resolution today is to find out the status of this matter. Our Law Department has never made a report; they were requested to do so by specific resolution. It is my purpose in bringing it in at this time—and it is only a short time until November 16—to prevent this new increased rate going into effect at that time.

Mr. McArdle:—This is similar to the situation we had before us a few minutes ago—where we asked for a report from a department, and for some reason or other, or misunderstanding, that report was not received. We are correcting it by deferring action on this matter until we get the report asked for. I think the same thing should prevail in this case. We ought to ask the

Department of Law to make an answer to our request. We understand what the thing is, what we are trying to do, and taking away a lot which we cannot carry, and furnish a new excuse for the Public Utility Commission drifting back into the old policy of letting each municipality look after its own affairs.

Mr. Gallagher:—The Peoples Natural Gas Company notified the Public Utility Commission that it was going to increase its rates, and the Commission immediately suspended action on this request until November 16.

The Chair:—The Commission told them not to do it until after the election.

Mr. Gallagher:—Until November 16, and if the City of Pittsburgh doesn't object to the increase in rates, the probabilities are that they will go into effect. Most of the resolution before you now, Mr. President, is a resume or preliminary about the other resolution.

Mr. Wolk:—Mr. President, on March 20 we passed the resolution referred to by Mr. Gallagher. The resolution provided "that the City Solicitor and Utility Engineer John H. Smith be directed to go to Harrisburg and personally contact the members of the Pennsylvania Public Utility Commission and ascertain the present status of the gas cases pending for two years; and that the City Solicitor and the Utility Engineer protest vigorously against any proposed increase in rates to the citizens of the City of Pittsburgh, and request the Commission to suspend the new gas rates as filed by the Peoples Natural Gas Company, and to report back to Council as soon as they have a hearing before the Public Utility Commission." I think the proper thing to do is to have the Department of Law report back to Council as to what transpired in the hearing before the Public Utility Commission. It seems to me we ought to have a report from the Department of Law.

Mr. Gallagher:—We haven't received the report asked for in that resolution. We don't know whether the Law Department representatives had this meeting with the Public Utility Commission. In addition to making a protest against these increased rates, I am asking the

Law Department to make a report to Council as to what action was taken in the hearing before the Public Utility Commission.

Mr. Wolk:—I would make this suggestion; that the resolution be referred to the Committee, and that Mr. Smith and the Public Utility Solicitor in the Department of Law be asked to appear before the Committee tomorrow and report what they have done in response to Council's request as contained in this resolution; that is the status of the case today, and if we are not satisfied with their answer, then and there we can take proper action on Mr. Gallagher's resolution.

Mr. Gallagher:—That's satisfactory to me. I want to prod the Department of Law. I will agree with the suggestion, and withdraw my motion.

The Chair:—The resolution will be referred to the Committee on Public Service and Surveys, and the gentlemen named asked to appear before the committee tomorrow.

Mr. Garland arose and said:

Mr. President:—Two weeks ago the Council adopted a resolution asking the Director of the Department of Public Works to furnish a report on the subject of repaving Second avenue, from the Tenth Street Bridge eastwardly. Up to date this report has not been received.

Another request was a recommendation from the Department of Public Works on the offer of Mrs. Harriet Lauder Greenway to donate to the City of Pittsburgh 6½ acres of ground on Penn avenue in the Point Breeze district for a park or playground.

We cannot get an answer to these two questions from the department. The department must be overburdened with work. They don't answer these inquiries.

I think it is only courtesy to this woman to let her know whether or not we are going to accept her gift.

I think the President of Council ought to insist upon the department submitting these reports.

The Chair:—If there are no objections, the department will be requested to submit these reports to the committee tomorrow.

The Chair, at this time, announced: The appointment of Mr. Leonard as

chairman of the Committee on Public Safety; also as a member of the Board of Trustees of the Carnegie Institute and of the Carnegie Library Trustees, and a member of the Subcommittee of the Allegheny Free Library.

The Chair at this time took up

Bill No. 3674. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the Navarro Corporation for \$39,567.24 in payment for extra work done on contract in connection with a P. W. A. project for the benefit of the City, in accordance with authority granted by Resolution No. 99, approved August 14, 1939."

In Council, this day, bill read, rule suspended, read a second time and laid over.

Which was read.

The Chair presented

No. 3739.

October 9, 1939.

Re: New Municipal Hospital

Docket No. Pa. 2218-F

President and Members of Council,
City of Pittsburgh, Pa.

Gentlemen:

In connection with Bill No. 3674, Wallace Act Ordinance covering payment to the Navarro Corporation in the sum of \$39,567.24, I respectfully hereby submit that the aforesaid amount of money is due the Navarro Corporation as of September 30, 1939, for extra work in connection with the construction of foundation footers at

the New Municipal Hospital, P. W. A. Docket No. Pa. 2218-F; and certify on the basis of estimate submitted by Navarro Corporation and approved by the architects, the City's inspector and the P. W. A. inspector that the same is correct; a copy of said estimate being attached hereto.

Very truly yours,

I. H. Alexander,
Director.

Which was read, received and filed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Evans

Gallagher

Garland

Leonard

McArdle

Wolk

O'Toole, (Pres't)

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Mr. McArdle moved

That the Minutes of Council of Monday, October 2, 1939, be approved.

Which motion prevailed.

And upon motion of Mr. McArdle.

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Monday, October 16, 1939

No. 46

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON--Ass't City Clerk

Pittsburgh, Pa.

Monday, October 16, 1939.

Council met.

Present:--Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

PRESENTATIONS

Mr. Demmler presented

No. 3740. Resolution authorizing and directing the City Controller to accept the sum of \$376.00 in full settlement of claim against Anna K. Lange and Rose Smith, arising from the improvement of Baker street, for which the aforesaid property owners were assessed the sum of \$476.00 by the Board of Viewers.

Also

No. 3741. Resolution authorizing the City Solicitor to accept the sum of \$100.00 in full satisfaction of municipal liens at No. 88 January Term, 1923, in the sum of \$156.82, and No. 91 July Term, 1922, in the sum of \$75.00, against the property of Carl Gritzan in the 14th Ward, in full satisfaction of

the aforesaid liens and in settlement of a suit in Common Pleas Court at No. 3542 July Term, 1938, attempting to declare the aforesaid liens invalid.

Also

No. 3742. Resolution authorizing and directing the City Solicitor to petition the Court of Common Pleas, under Act No. 35, approved November 23, 1938, for acceptance of the sum of \$2,000.00 as compromise on City, County and School taxes assessed against the premises of J. B. Sullivan, Jr., located at Webster avenue and Roberts street, 3rd Ward, upon which \$4,384.39 is now due and owing, provided the County of Allegheny and the School District of the City of Pittsburgh also agree by proper resolution to such compromise.

Also

No. 3743. Resolution authorizing and directing the City Solicitor to accept the sum of \$75.00 in full satisfaction of municipal lien entered at No. 10 April Term, 1936, in the amount of \$218.98, against certain lots of George E. Kapp, located in the 13th Ward, which amount of \$75.00 is offered by Anna S. McCalmont contingent upon the City agreeing not to take an appeal to the Superior Court from the Order of the Court of Common Pleas at No. 1841 October Term, 1939, to strike said lien from the record.

Which were severally read and referred to the Committee on Finance.

Mr. Evans presented

No. 3744. Communication from the Department of Public Works advising of extra work required in the amount of \$483.00 on Project No. Pa. 1649-F, Highland Park Zoo remodeling and construction of buildings, Contract No. 2, General.

Which was read and referred to the Committee on Finance.

Also

No. 3745. An Ordinance providing for contracts for furnishing labor, materials and/or services necessary for the construction, reconstruction, maintenance, repair and/or operation of buildings, structures, equipment, tools and other properties and their appurtenances, of the City of Pittsburgh in the custody of the Department of Public Works for the calendar year 1940, and providing for the payment of the costs thereof.

Also

No. 3746. An Ordinance authorizing and directing the grading, paving and curbing of Marlborough road, from the end of the present pavement, distant about 592 feet easterly from Wightman street, to its easterly terminus, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes, to be carried out with aid furnished by the Federal Works Progress Administration, its successor or successors, and providing that the costs not borne by the Federal Works Progress Administration, its successor or successors, and the damages and expenses of the same be assessed against and collected from property especially benefited thereby.

Also

No. 3747. Petition for the improvement of Stock street, from Ollie street to McElhinney avenue, 31st Ward.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3748. An Ordinance providing for a contract or contracts for constructing and equipping a garage for use in connection with incineration of garbage and rubbish at the Municipal Incinerator by remodeling and improving an existing structure on City-owned property adjoining the incinerator, and providing for the payment of the cost thereof.

Also

No. 3749. An Ordinance appropriating and setting aside the aggregate sum of Eighty-thousand (\$80,000.00) Dollars in the Department of Public Works from Bond Fund 119, Incinerator

Bonds, 1934, for construction and equipping a garage for use in connection with the incineration of garbage and rubbish at the Municipal Incinerator by remodeling and improving the existing building on City-owned property at the northwest intersection of Twenty-ninth and Railroad streets, including engineering and other necessary expenses.

Also

No. 3750. An Ordinance creating a temporary position of Inspector in the Department of Public Works for inspection of furnace brick work construction for the proposed Municipal Incinerating Plant; fixing the rate of compensation therefor, and providing for payment thereof.

Also

No. 3751. Resolution authorizing the transfer of \$2,500.00 from Code Account No. 42, Contingent Fund, to Code Account No. -----, for the use of the Allegheny Centennial Committee of One Hundred.

Which were severally read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 3752. An Ordinance setting aside and appropriating the sum of \$4,095.00 from Bond Fund 138, Welfare Relief 1938, for the payment of salaries of certain employees in the Department of Public Welfare.

Which was read and referred to the Committee on Finance.

Mr. Leonard presented

No. 3753. An Ordinance creating and establishing the position of Temporary Electric Wiring Inspector in the Bureau of Building Inspection, and fixing the compensation thereof.

Also

No. 3754. Resolution authorizing and directing the City Controller to transfer \$540.00 from Code Account No. 1443-A-1, Salaries, Bureau of Police, to Code Account No. 1481-A-1, Salaries, Regular Employees, Bureau of Building Inspection.

Also

No. 3755. An Ordinance creating a Bureau of Crime Prevention in the Department of Public Safety; defining its powers and duties; establishing the number and character of employees; fixing their salaries and the expenses of

the Bureau, and providing for the payment of the same.

Which were severally read and referred to the Committee on Finance.

Also

No. 3756. An Ordinance authorizing and empowering the Mayor and the Director of the Department of Public Safety to enter into agreements with the proper authorities of the cities, boroughs, townships, or other municipal subdivisions adjoining the City of Pittsburgh, or with other law enforcing agencies, relative to the joint use of traffic lights and signal devices, and determining the manner and cost, installation, maintenance and replacement of the same.

Also

No. 3757. An Ordinance supplementing Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented, by adding certain specified streets or portions of streets to certain existing designated paragraphs thereof.

Also

No. 3758. Communication from Evaline B. McBride, 249 Welsh avenue, Wilmerding, Pa., relative to the razing of the building and garage on her property located at Junilla street and Jacobus way, Fifth ward.

Which were severally read and referred to the Committee on Public Safety.

Mr. McArdle presented

No. 3759. An Ordinance appropriating and setting aside the sum of \$41,363.70 from proceeds derived from grant of the Government of the United States, Docket No. 2154-F, for the purpose of paying for the reconstruction of and additions to the Leech Farm Hospital.

Also

No. 3760. An Ordinance appropriating and setting aside the sum of \$127,237.80 from proceeds derived from grant of the Government of the United States, Docket No. 2154-F, for the purpose of paying for the reconstruction of and additions to the Leech Farm Hospital.

Which were read and referred to the Committee on Finance.

Mr. Weir presented

No. 3761. An Ordinance amending Section 1 and the title of Ordinance No. 142, approved March 22, 1939, entitled, "An Ordinance providing for plumbing work at shelter house buildings in Riverview, McBride, West and Highland Parks, and for the payment of the cost thereof.

Which was read and referred to the Committee on Finance.

Also

No. 3762. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of one automobile coupe and one trailer mounted spray outfit for Frick Park, Department of Public Works, and providing for the payment thereof.

Which was read and referred to the Committee on Parks and Libraries.

Mr. Wolk presented

No. 3763. An Ordinance establishing the opening grades on Camella street, Fairfield street, Simona drive and Price way, as laid out and proposed to be dedicated as legally opened highways by Stanton Homes, Inc., in a plan of lots of its property in the Tenth ward of the City of Pittsburgh named "Highland Village" Plan No. 1.

Also

No. 3764. An Ordinance refixing the width and position of the easterly sidewalk and the roadway of Thirtysixth street, from Liberty avenue to Cabinet way, and providing for slopes, retaining wall and steps.

Which were read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 3765. Petition for the improvement of Morgan street, from Centre avenue to Wylie avenue, Fifth ward, as a W. P. A. project.

Also

No. 3766. Petition for the construction of steps leading from LaCross street to McFarland street, and from Wealth street to the Ohio River boulevard.

Which were read and referred to the Committee on Public Works.

REPORTS OF COMMITTEES

Mr. Demmler presented

No. 3767. Report of the Committee on Finance for October 10, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3475. An Ordinance entitled, "An Ordinance providing for the licensing of mechanical devices for the playing of games and amusement in the City of Pittsburgh, and providing penalties for the violation thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. McArdle arose and said:

Mr. President:—I want to be recorded as voting NO on Bill No. 3475. I am doing this because, as far as I have been able to learn, there has been no information submitted to Council upon which intelligent consideration could be based for fixing the fee named in the ordinance, on the theory that I have taken as the one governing this and similar cases; that is, a license fee adequate to pay for the cost of administering and policing the ordinance.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole. (Pres't)

Noes:—

Mr. McArdle

Ayes 8. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3474. An Ordinance entitled, "An Ordinance amending Section 1 of Ordinance No. 181, approved June 27, 1935, entitled, 'An Ordinance to provide for the licensing, by the City Treasurer, of vending slot machines and other lawful devices designed and used for amusement and entertainment, after application to, and investigation by, the Bureau of Police.'"

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole. (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3324. An Ordinance entitled, "An Ordinance amending Section 1 of Ordinance No. 83, approved February 10, 1938, entitled, 'An Ordinance providing for a contract or contracts for remodeling and reconstruction of No. 11 Engine House, situate at Ninth and Bingham streets in the 17th Ward of the City of Pittsburgh in amount not exceeding Twelve Thousand (\$12,000.00) Dollars, and for the payment of the cost thereof.'"

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3894. An Ordinance entitled, "An Ordinance accepting the offer of the United States of America to amend the grant offer accepted by Ordinance No. 589, approved December 15, 1938, for Docket No. Pa. 1634-F, and agreeing to the terms thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3695. An Ordinance entitled, "An Ordinance amending portions of Section 1 of Ordinance No. 410, approved August 14, 1939, entitled, 'An Ordinance appropriating and setting aside the aggregate amount of \$748,594.52, for the payment of the cost for improvements to the public highway, bridge and viaduct, sewerage, drainage, water, park and recreation systems of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States,' as amended and supplemented."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3896. An Ordinance entitled, "An Ordinance amending portions of Section 1 of Ordinance No. 403, approved September 10, 1938, entitled, 'An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be de-

rived from the sale of \$3,250,000.00 short-term promissory notes,' as amended and supplemented."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3697. An Ordinance entitled, "An Ordinance amending and supplementing Section 1 of Ordinance No. 411, approved August 14, 1939, entitled, 'An Ordinance providing for a contract or contracts to be carried out as Federal Works Agency, Public Works Administration projects, for certain improvements to the public highway, sewerage, drainage, bridge and viaduct, park and recreation systems of the City, in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor,' as amended and supplemented."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3707. An Ordinance entitled "An Ordinance setting aside the aggregate amount of \$200.00 from Emergency Appropriation No. 1290, for the payment of the cost of supplies by the Department of Public Welfare for the balance of the year 1939."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Weir
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3893. An Ordinance entitled "An Ordinance consenting to the incorporation of the Buhl Planetarium and Institute of Popular Sci-

ence as a non-profit corporation; consenting to the assignment of the Lease dated July 20, 1937, between the City of Pittsburgh and the Board of Managers of the Buhl Foundation, to said non-profit corporation, and providing for the terms and conditions of said assignment."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3689. An Ordinance authorizing the issuance of warrants in favor of Ben Construction Company for \$109.45 and Henry Butch for \$2,341.45 in payment for extra work on contracts in connection with P. W. A. projects for the benefit of the City without previous authority of law."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3482. Resolution authorizing and directing the City Controller to accept the total sum of \$100.00 in full settlement of the unsecured promissory note of D. Gondelman, dated November 13, 1933, in the sum of \$283.25 and accrued interest from January 3, 1934, and authorizing satisfaction of suit entered of record at No. C2595 April Term, 1939, upon payment of said \$100.00.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3483. Resolution authorizing and directing the City Controller to accept \$350.00 in full payment and settlement of the unsecured judgment note of Albert C. Hirsch, dated November 1, 1933, in the sum of \$350.00 and accrued interest from December 1st, 1937; authorizing the delivery of said

note to Albert C. Hirsch upon payment of said \$350.00, and relieving the Controller from further accounting for said note.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3690. Resolution authorizing and directing the City Controller to transfer the sum of \$400.00 from Code Account No. 1016, Salaries, Regular Employees, to Code Account No. 1018, Supplies, Office of the Mayor.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3720. Resolution au-

thorizing and directing the City Solicitor to satisfy the records in the amount of \$58.83, which was paid to the City Treasurer March 22, 1939, plus interest and all other charges against property of Joseph B. and Olive E. Simms, located at 1815 Webster avenue, Pittsburgh, for the construction of a sidewalk thereon.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3721. Resolution authorizing and directing the City Solicitor to satisfy the records in the sum of \$26.96, plus interest and all other charges against the property of Edward J. Quirk and Helen Quirk, his wife, located at 1136 Brookline boulevard, 19th Ward, Pittsburgh, for the construction of a sidewalk thereon.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3722. Resolution authorizing and directing the City Controller to transfer \$12,500.00 from Code Accounts within the Department of City Controller as follows:

From Code Account Nos.

1064—Salaries, Reg. Employees—\$ 1,500.00
46—Judgments ----- 11,000.00

To Code Account Nos.

1047—Wages, Temp. Employees—\$12,000.00
1048—Miscellaneous Services--- 500.00

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't).
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3712. Resolution authorizing the Director of the Department of Public Welfare to grant a leave of absence from duty, with full pay for a period of four months beginning August 24, 1939, to Herman Trautman, Electrician at the City Home and Hospitals, Mayview, Pa.

In Finance Committee, October 10, 1939, read and amended by adding at the end thereof the words "due to illness," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution as amended in Committee and agreed to by Council was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also, with a negative recommendation.

Bill No. 3718. An Ordinance entitled, "An Ordinance authorizing the leasing to the Pittsburgh Plate Glass Company of a part of the Duquesne Way Wharf, formerly occupied by the Farmers' Market, being a portion of the old Farmers' Market Platform located on Duquesne way, between Sixth and Seventh streets."

Which was read.

Mr. McArdle moved

That further action on the bill be indefinitely postponed.

Which motion prevailed.

Mr. Wolk presented

No. 3768. Report of the Committee on Public Service and Surveys for October 11, 1939, transmitting an ordinance and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3716. An Ordinance entitled, "An Ordinance granting unto the West Penn Securities Department, Inc., of Pittsburgh, Pa., the right and privilege to construct, maintain, use and operate a cellar door entrance in the southerly sidewalk of First avenue, First Ward."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Leonard

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

No. 3705. Resolution authorizing and directing the Mayor to sign a petition or petitions on behalf of the City of Pittsburgh for the vacation of the following streets in the Fourth and Fifth Wards of the City of Pittsburgh:

- (a) BATTALION WAY, in the 4th Ward, from Wyandotte street to Allequippa street;
- (b) WYANDOTTE STREET, in the 4th and 5th Wards, from former Kirkpatrick street to Whitridge street;
- (c) HILLSIDE STREET and HILLSIDE WAY, in the 5th Ward, from the westerly terminus of Hillside street, to a point 111.54 feet east of Whitridge street;
- (d) MOULTRIE STREET, in the 4th and 5th Wards, from a point of 38.48 feet north of Orr street to Desplane way;
- (e) WADSWORTH STREET, in the 5th Ward, from Soho street to a point 483.80 feet west of Robinson street;
- (f) EMMETT STREET, in the 5th Ward, from Soho street to Wadsworth street;

- (g) UNNAMED 20-FT. WAY, in the 5th Ward, from Carrillo street to Robinson street;
- (h) WHITRIDGE STREET, in the 5th Ward, from Berthoud street to Wyandotte street;
- (i) ROBINSON STREET, in the 5th Ward, from Berthoud street to Carrillo street;
- (j) CARRILLO STREET, in the 5th Ward, from Whitridge street to Robinson street;
- (k) ALLES WAY, in the 5th Ward, from Whitridge street to Robinson street;
- (l) BERTHOUD STREET, in the 5th Ward, from Whitridge street to Morgan street;
- (m) BURROWS STREET, in the 4th Ward, from Mohawk street to a property line 30.23 feet north of the first angle north of Mohawk street;
- (n) SOHO STREET, in the 4th and 5th Wards, from a point 115.23 feet south of Reed street to a point 197.58 feet south of Wyandotte street;
- (o) STARK PLACE, in the 5th Ward, from Wyandotte street to Wadsworth street;
- (p) MOHAWK STREET, in the 4th Ward, from a property line 177.65 feet west of Miami street to a property line 102.22 feet east of Burrows street;
- (q) MIAMI STREET, in the 4th Ward, from Emma street to Mohawk street;
- (r) TERRACE STREET, in the 4th Ward, from Miami street to Whitridge street;
- (s) DUNBAR WAY, in the 4th Ward, from Miami street to Whitridge street;
- (t) HILLSIDE STREET, in the 4th Ward, from Wyandotte street to Gazzam street;
- (u) EMMA STREET, in the 4th Ward, from Hillside street to Whitridge street;
- (v) AUDLEY STREET, in the 4th Ward, from Emma street to Battallion way;
- (w) ALLEQUIPPA STREET, in the 4th Ward, from a point 533.74 feet west of the first angle west of Battallion way to Whitridge street;
- (x) SAVILLA WAY, in the 4th Ward,

- from Battallion Way to Whitridge street;
- (y) UNNAMED 40-FT. STREET, in the 4th Ward, contiguous to the easterly line of Lot No. 422 in J. M. Gazzam's Revised Plan, from Mohawk street to a property line 101.68 feet southwardly therefrom;
- (z) UNNAMED 5-FT. WAY, in the 4th Ward, lying 225.27 feet east of Hillside street, and extending from Wyandotte street to Emma street;
- (a-1) UNNAMED 5-FT. WAY, in the 4th Ward, lying between lots Nos. 513 and 514 in J. M. Gazzam's Revised Plan, and extending from Gazzam street to Allequippa street;
- (b-1) GAZZAM STREET, in the 4th Ward, from a point 164.88 feet west of the first angle west of Hillside street to Audley street;
- (c-1) PILOT WAY, PUEBLO STREET, MALTA WAY and ALVA WAY, in the 4th Ward, all extending from Mohawk street to Allequippa street; OMAR STREET, in the 4th Ward, from Pueblo street to Miami street; and SUNBURY WAY, in the 4th Ward, from Alva street to Miami street;
- (d-1) GAZZAM WAY, in the 4th Ward, from Battallion way to its easterly terminus at a 20 foot unnamed way;
- (e-1) UNNAMED 20-FT. WAY, in the 4th Ward, bordering on the westerly line of Lot No. 112 in the E. P. Jones Plan, at a point 120 feet west of Whitridge street and extending from Emma street to Allequippa street;
- (f-1) UNNAMED 20-FT. WAY, in the 4th Ward, lying parallel to and 100 feet north of Terrace street and extending from Alequippa street to Whitridge street;
- (g-1) ANDERSON STREET, BIDDLE STREET, an UNNAMED 24-FT. WAY, in the 4th Ward, parallel to and midway between Anderson and Biddle streets, and an UNNAMED 24-FT. WAY, in the 4th Ward, parallel to and 100.00 feet west of Biddle street, all extending from Allequippa street to Mohawk street;
- (h-1) HAVRE STREET, in the 4th Ward, from Allequippa street to its southerly terminus at a property line 278.09 feet south of Dunbar way;

(i-1) WHITRIDGE STREET, in the 4th Ward, from Terrace street to its southerly terminus at the southerly line of J. P. Bailey's Plan.

(j-1) WARING STREET, in the 5th Ward, from Breckenridge street to Berthoud street; BERTHOUD STREET, in the 5th Ward, from Eunice street to Whitridge street; ALLES STREET, in the 5th Ward, from Eunice street to Whitridge street; EUNICE STREET, in the 5th Ward, from Berthoud street to Whitridge street; an UNNAMED 10-FT. WAY, in the 5th Ward, from Waring street to Berthoud street, and an UNNAMED 30-FT. STREET, in the 5th Ward, from Berthoud street to Alles street.

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Gallagher presented

No. 3769. Report of the Committee on Public Welfare for October 11, 1939, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3632. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of office equipment for the Pittsburgh City Home and Hospitals, Mayview, Pa., and providing for the payment thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Evans

Gallagher

Garland

Leonard

McArdle

Weir

Wolk

O'Toole. (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3706. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Restraint Wristlets for the Pittsburgh City Home and Hospitals, and providing for the payment thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Evans

Gallagher

Garland

Leonard

McArdle

Weir

Wolk

O'Toole, (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Gallagher presented

No. 3770. WHEREAS, In response to Bill No. 2666, adopted March 20, 1939, the City Solicitor has reported that by order dated April 20, 1937, the Pennsylvania Public Utility Commission, at C.11,380 Sub. No. 20, instituted an inquiry and investigation into the reasonableness of the rates and charges of the Peoples Natural Gas Company, in which proceeding the City has intervened as a party complainant; and

WHEREAS, The City Solicitor has further reported that the Peoples Natural Gas Company has published a new Tariff described as Public Utility Commission No. 19, effective May 16, 1939, which in his opinion is unjust, unreasonable and tends to produce an excessive rate of return; and

WHEREAS, The City Solicitor has further reported that the Public Utility Commission has suspended the operation of Tariff Pennsylvania Public Utility Commission No. 19 of the Peoples Natural Gas Company until November 16, 1939, and has authority under law to extend such suspension for a period of three months thereafter; and

WHEREAS, The City Solicitor has further reported that the Public Utility Commission has consolidated its investigation of rates with its suspension of the proposed new Tariff; and

WHEREAS, The Rates and charges of the Peoples Natural Gas Company are now excessive, and under the proposed Tariff will inflict a greater and more unjust burden upon the citizens of Pittsburgh and vicinity; Now, therefore, be it

RESOLVED, That the City Solicitor be authorized and directed in behalf of the City of Pittsburgh, to protest the approval of the new Tariff proposed by the Peoples Natural Gas Company, and cooperate with the Public Utility Commission in its pending inquiry of the rates and charges of that Company.

Which was read.

Mr. Gallagher moved

The adoption of the resolution.

Mr. Gallagher arose and said:

Mr. President:—I urge the adoption of this resolution because I think it is the opportune time. I have information that the Public Utility Commission will meet here on Wednesday, Thursday and Friday of this week. If this resolution is adopted, then our City Solicitor will be authorized by Council to take an active part in the proceedings.

Mr. McArdle arose and said:

Mr. President:—The impression I had when this resolution was before the Committee on Public Service and Surveys last week, and at which time the matter was discussed with the City Solicitor, was that the City Solicitor would submit a report to Council in compliance with the provisions of that resolution. This report has not yet been received, and it leaves our record only with the statement made orally to the Committee by the City Solicitor; yet this resolution, if adopted, says that the basis of its adoption is the report which the City Solicitor has made on this matter.

Mr. Gallagher said:

Mr. President:—I agree with Mr. McArdle that the report should have been submitted to Council. The City Solicitor brought in this resolution. The

point I would like to bring out is that I would not like action delayed on this resolution because of the absence of the report. This is the opportune time for the Council to take action, authorizing the Law Department to sit in on these hearings, which, I am informed, will be held in Pittsburgh the last three days of this week. However, no harm will befall the City if we request the City Solicitor to submit his report to Council on this subject containing the statements made orally to the Committee last week.

Mr. Wolk arose and said:

Mr. President:—The oral report of the City Solicitor made to the Committee on Public Service and Surveys last week has been included in the minutes of the committee. If a written report is desired, it can be received later.

The Chair said:

I am satisfied with the oral report made by the City Solicitor last week to the Committee on Public Service and Surveys.

And the question recurring on the adoption of the resolution.

The motion prevailed.

And upon motion of Mr. Weir

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Monday, October 23, 1939.

No. 47

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON--Ass't City Clerk

Pittsburgh, Pa.

Monday, October 23, 1939.

Council met.

Present:--Messrs.

Demmler	Leonard
Gallagher	McArdle
Garland	Weir

Absent:--Messrs.

Evans	O'Toole, (Pres't)
Wolk	

Mr. McArdle moved

That in the absence of President O'Toole, Mr. Gallagher act as President pro tem.

Which motion prevailed.

And Mr. Gallagher took the Chair.

PRESENTATIONS

Mr. Demmler presented

No. 3771. Resolution authorizing and directing the Board of Water Assessors to exonerate all water rents charged against the Buhl Planetarium and Institute of Popular Science, located at Federal and West Ohio streets, for the year 1939, and all future years.

Also

No. 3772. Resolution authorizing the issuing of a warrant in favor of Mrs. John Christ, 1725 Buena Vista

street, in the sum of \$50.00, in full payment for 7 days' services rendered as caretaker at the Community House located at Redknap and Monterey streets, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3773. Resolution authorizing and directing the City Controller to transfer the sum of \$100.00 from Code Account 1105, Repairs, to the following code accounts in the Department of City Planning:

1103--Miscellaneous Services-----	\$50.00
1106--Equipment -----	50.00

Also

No. 3774. Communication from the City Treasurer transmitting statement of collection of delinquent taxes for the periods October 1 to October 15, 1939, and January 1 to October 15, 1939; also statement of accounts of the City Solicitor.

Which were severally read and referred to the Committee on Finance.

Mr. Demmler (for Mr. Evans) presented

No. 3775. An Ordinance authorizing the City of Pittsburgh to convey, by proper deed of conveyance, to the Housing Authority of the City of Pittsburgh, all those certain lots or pieces of ground owned by the City of Pittsburgh situate in the Fourth and Fifth wards.

Also

No. 3776. An Ordinance amending a portion of Section 1 of Ordinance No. 539, approved November 23, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, bridge and viaduct, sewerage, drainage, park and recreation systems of the

City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor," as amended and supplemented.

Also

No. 3777. Communication from the Department of Public Works advising of extra work required in the amount of \$400.00 for spreading and rolling 5,000 cubic yards of excavated material in connection with Project No. Pa. 1634-F, Piling, Ammon Playground, Contract No. 8.

Which were severally read and referred to the Committee on Finance.

Also

No. 3778. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N20-E30, by changing from a "B" Residence District to an "A" Residence District, all that certain property at the northeasterly corner of Jackson street and Farragut street, having a frontage of 157.30 feet on Jackson street and a frontage of 150 feet on Farragut street.

Also

No. 3779. An Ordinance authorizing and directing the construction of a public sewer on Montana street from a point about fifty-five (55') feet east of Bard way to the existing sewer on Nelson Run road, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3780. An Ordinance authorizing and directing the construction of a public sewer on the south sidewalk of Grandview avenue and the east sidewalk of Bertha street, from a point about ninety (90') feet east of Bertha street to the existing sewer on Fetzer street, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3781. Communication from

the Sheraden Board of Trade urging the planting of trees along the north side of Chartiers avenue, from Corliss tunnel to the new bridge.

Which were severally read and referred to the Committee on Public Works.

Mr. Garland (for Mr. Gallagher) presented

No. 3782. Communication from the Director of the Department of Public Welfare requesting permission to sponsor N. Y. A. projects for the manufacture of benches, desks, tables and wardrobes, requiring an expenditure of \$921.74.

Also

No. 3783. An Ordinance amending Section 32, Department of Public Welfare, General Office, of Ordinance No. 618, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Which were read and referred to the Committee on Finance.

Mr. Leonard presented

No. 3784. Communication from the Department of Public Safety advising of extra work required in the amount of \$147.50 on Contract No. 7758 in connection with the installation of a traffic signal at Bigelow boulevard, Heron avenue and Paulowna street, due to a modification of the curb radius of the State's plan at the northwest corner of that intersection.

Which was read and referred to the Committee on Finance.

Also

No. 3785. Resolution authorizing the Superintendent of the Bureau of Building Inspection to grant a building permit for the construction of the Municipal Hospital based upon a design which complies with the 1936 Code of the American Concrete Institute, which varies in certain respects from the regulations of Ordinance No. 448 of 1913, and empowering said Superintendent to require such minor modifications and variations from the said American Concrete Institute Code which, in his opinion, are necessary and proper in the interests of safety.

Which was read and referred to the Committee on Public Safety.

Mr. McArdle presented

Also

No. 3786. An Ordinance appropriating and setting aside the sum of \$398,040.00 from proceeds derived from grant of the Government of the United States, P. W. A. Docket No. 2218-F, for the purpose of paying for the construction of a Municipal Hospital building, including necessary equipment and ground improvements.

Also

No. 3787. An Ordinance authorizing the issuance of a warrant in favor of W. F. Trimble & Sons Co. for \$96.00, in payment for 32 days' rental of 6 carbide lamps at the new Municipal Hospital, P. W. A. Docket No. Pa. 2218-F, for the benefit of the City, without previous authority of law.

Also

No. 3788. Resolution authorizing and directing the City Controller to transfer the sum of \$400.00 from Code Account 1242, Equipment, to Code Account 1238, Miscellaneous Services, Municipal Hospital.

Also

No. 3789. Communication from the Department of Public Health advising of extra work required in the amount of \$6,000.00 on the plumbing contract at Leech Farm Sanatorium, Docket No. Pa. 2154-F, for enlarging sewer lines.

Which were severally read and referred to the Committee on Finance.

Mr. Weir presented

No. 3790. An Ordinance providing for the letting of a contract or contracts for the furnishing of periodicals and magazines for the Carnegie Free Library of Allegheny during the year 1940, and providing for the payment thereof.

Also

No. 3791. Communication from the Mayor urging action on Bill No. 3713, An Ordinance amending Ordinance No. 184 of 1939, regulating fees for night floral exhibitions at Phipps Conservatory.

Which were read and referred to the Committee on Parks and Libraries.

Mr. Weir (for Mr. Wolk) presented

No. 3792. An Ordinance vacating Desplane way (formerly Delaware alley) in the Fifth ward of the City of Pittsburgh, from Soho street to its westerly terminus, formerly Kirkpatrick street.

Also

No. 3793. An Ordinance vacating an Unnamed way, in the Fifth ward of the City of Pittsburgh, lying between Wyandotte street and Desplane way, and extending from Moultrie street to its westerly terminus, formerly Kirkpatrick street.

Also

No. 3794. An Ordinance annulling and setting aside the location of Delaware lane from Whitridge street, formerly Wallace street, to its present westerly terminus, formerly Devilliers street.

Also

No. 3795. Petition for, and

Also

No. 3796. An Ordinance vacating Battallion way, from Wyandotte street to Allequippa street.

Also

No. 3797. Petition for, and

Also

No. 3798. An Ordinance vacating Wyandotte street from former Kirkpatrick street to Whitridge street.

Also

No. 3799. Petition for, and

Also

No. 3800. An Ordinance vacating Hillside street and Hillside way, from the westerly terminus of Hillside street to a point 111.54 feet east of Whitridge street.

Also

No. 3801. Petition for, and

Also

No. 3802. An Ordinance vacating Moultrie street, in the Fourth and Fifth wards of the City of Pittsburgh, from a point 38.48 feet north of Orr street to Desplane way.

Also

No. 3803. Petition for, and

Also

No. 3804. An Ordinance vacating Wadsworth street, from Soho street to a point 483.80 feet west of Robinson street.

Also

No. 3805. Petition for, and

Also

No. 3806. An Ordinance vacating Emmett street, from Soho street to Wadsworth street.

Also

No. 3807. Petition for, and

Also

No. 3808. An Ordinance vacating an Unnamed 20-foot way, from Carrillo street to Robinson street, in the Fifth ward of the City of Pittsburgh.

Also

No. 3809. Petition for, and

Also

No. 3810. An Ordinance vacating Whitridge street, from Berthoud street to Wyandotte street.

Also

No. 3811. Petition for, and

Also

No. 3812. An Ordinance vacating Robinson street, from Berthoud street to Carrillo street.

Also

No. 3813. Petition for, and

Also

No. 3814. An Ordinance vacating Carrillo street, from Whitridge street to Robinson street, in the 5th Ward of the City of Pittsburgh.

Also

No. 3815. Petition for, and

Also

No. 3816. An Ordinance vacating Alles way, from Whitridge street to Robinson street, in the Fifth ward of the City of Pittsburgh.

Also

No. 3817. Petition for, and

Also

No. 3818. An Ordinance vacating Burrows street, from Mohawk street to a property line 30.23 feet north of the first angle north of Mohawk street.

Also

No. 3819. Petition for, and

Also

No. 3820. An Ordinance vacating Soho street, from a point 115.23 feet south of Reed street to a point 197.58 feet south of Wyandotte street.

Also

No. 3821. Petition for, and

Also

No. 3822. An Ordinance vacating Stark place, from Wyandotte street to Wadsworth street.

Also

No. 3823. Petition for, and

Also

No. 3824. An Ordinance vacating Mohawk street, from a property line 177.65 feet west of Miami street to a property line 102.22 feet east of Burrows street.

Also

No. 3825. Petition for, and

Also

No. 3826. An Ordinance vacating Miami street, from Emma street to Mohawk street.

Also

No. 3827. Petition for, and

Also

No. 3828. An Ordinance vacating Terrace street, from Miami street to Whitridge street.

Also

No. 3829. Petition for, and

Also

No. 3830. An Ordinance vacating Dunbar way, from Miami street to Whitridge street.

Also

No. 3831. Petition for, and

Also

No. 3832. An Ordinance vacating Hillside street, from Wyandotte street to Gazzam street.

Also

No. 3833. Petition for, and

Also

No. 3834. An Ordinance vacating Emma street, from Hillside street to Whitridge street.

Also

No. 3835. Petition for, and

Also

No. 3836. An Ordinance vacating Allequippa street, from a point 533.74 feet west of the first angle west of Battallion way to Whitridge street.

Also

No. 3837. Petition for, and

Also

No. 3838. An Ordinance vacating Savilla way, from Battallion way to Whitridge street.

Also

No. 3839. Petition for, and

Also

No. 3840. An Ordinance vacating an Unnamed 40-foot street, contiguous to the easterly line of Lot No. 422

in J. M. Gazzam's Revised Plan, from Mohawk street to a property line 101.68 feet southwardly therefrom.

Also

No. 3841. Petition for, and

Also

No. 3842. An Ordinance vacating an Unnamed 5-foot way, lying 225.27 feet east of Hillside street and extending from Wyandotte street to Emma street, as laid out in J. M. Gazzam's Revised Plan.

Also

No. 3843. Petition for, and

Also

No. 3844. An Ordinance vacating an Unnamed 5-foot way, lying between lots Nos. 513 and 514 in J. M. Gazzam's Revised Plan, and extending from Gazzam street to Allequippa street.

Also

No. 3845. Petition for, and

Also

No. 3846. An Ordinance vacating Gazzam street, from a point 164.88 feet west of the first angle west of Hillside to Audley street.

Also

No. 3847. Petition for, and

Also

No. 3848. An Ordinance vacating Pilot way, Pueblo street, Malta way and Alva way, all extending from Mohawk street to Allequippa street; Omar street, from Pueblo street to Miami street, and Sunbury way, from Alva street to Miami street, all as laid out in the E. P. Jones Plan.

Also

No. 3849. Petition for, and

Also

No. 3850. An Ordinance vacating Gazzam way, from Battallion way to its easterly terminus at a 20-foot Unnamed way, as laid out in the E. P. Jones Plan.

Also

No. 3851. Petition for, and

Also

No. 3852. An Ordinance vacating an Unnamed twenty (20') foot way, lying parallel to and 100.0 feet north of Terrace street and extending from Allequippa street to Whitridge street.

Also

No. 3853. Petition for, and

Also

No. 3854. An Ordinance vacating Anderson street, Biddle street, an Unnamed 24-foot way, parallel to and midway between Anderson and Biddle streets, and an Unnamed 24-foot way, parallel to and 100.0 feet west of Biddle street, all extending from Allequippa street to Mohawk street, as laid out in the W. J. Anderson Plan.

Also

No. 3855. Petition for, and

Also

No. 3856. An Ordinance vacating Havre street, from Allequippa street to its southerly terminus at a property line 278.09 feet south of Dunbar way.

Also

No. 3857. Petition for, and

Also

No. 3858. An Ordinance vacating an Unnamed 20-foot way, bordering on the westerly line of Lot No. 112 in the E. P. Jones Plan, at a point 120 feet west of Whitridge street and extending from Emma street to Allequippa street.

Also

No. 3859. Petition for, and

Also

No. 3860. An Ordinance vacating Whitridge street, from Terrace street to its southerly terminus at the southerly line of J. P. Bailey's Plan.

Also

No. 3861. Petition for, and

Also

No. 3862. An Ordinance vacating Waring street, from Breckenridge street to Berthoud street; Berthoud street, from Eunice street to Whitridge street; Alles street, from Eunice street to Whitridge street; Eunice street, from Berthoud street to Whitridge street; an Unnamed 40-foot way, from Waring street to Berthoud street, and an Unnamed 30-foot street, from Berthoud street to Alles street, all as laid out in the E. P. Jones Plan, as recorded in the Recorder's Office of Allegheny County in Plan Book Volume 10, page 165.

Also

No. 3863. Petition for, and

Also

No. 3864. An Ordinance vacating Berthoud street, from Whitridge street to Morgan street.

Also

No. 3865. Petition for, and

Also

No. 3866. An Ordinance vacating Audley street, from Emma street to Battalion way.

Also

No. 3867. An Ordinance establishing the opening grades on Dunster street and LaMoine street, as laid out and proposed to be dedicated as legally opened highways by Hampton Hall Improvement Company, in its plan of lots called "Dunster Place," in the Nineteenth ward of the City of Pittsburgh."

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair (for President O'Toole) presented

No. 3868. An Ordinance regulating the deposit of moneys of the City of Pittsburgh; designating how depositories of said moneys shall be selected, and providing for the payment of interest thereon.

Also

No. 3869. An Ordinance authorizing the Mayor and the Director of the Department of Supplies to carry out and complete the compiling of data, sending notices of awards to contractors, typing, tabulating, collecting forms and other data in conjunction with the Federal Government National Youth Administration; providing for the performance of such work as may not be assumed by the National Youth Administration, and for the payment of the cost thereof.

Also

No. 3870. Resolution authorizing and directing the City Controller to transfer the sum of \$1,590.00 from Code Account 1042, Supplies, Supervisor of City Stables, to Code Account 1370, Wages, Regular Empoyes, Bureau of Operating Maintenance, Department of Lands and Buildings.

Also

No. 3871. Resolution authorizing and directing the Law Department to petition the Court of Common Pleas, in accordance with the Act of May 21, 1937, P. L. 787, for the sale of property formerly of Charles Henderson, located on Webster avenue near Finland street, acquired by the City by Sheriff's

Deed dated November 23, 1912, and recorded in the Recorder's Office in Deed Book Volume 1776, page 174, and authorizing and directing the Mayor, upon approval by the Court, to execute and deliver a deed for said real estate to Theron B. Hamilton and Marie C. Hamilton, 2703 Breckenridge street, for the sum of \$240.00.

Also

No. 3872. Resolution authorizing and directing the transfer of the following sums, aggregating \$7,000.00, from Code Account 1363, Materials, Bureau of Accounts and Administration, to the following code accounts in the Department of Lands and Buildings:

1360—Salaries, Reg. Emp., Bu. Accounts and Administration	\$ 502.00
1366—Wages, Reg. Emp., Bu. of Repairs	2,336.00
1367—Wages, Temp. Emp., Bu. of Repairs	4,162.00

Also

No. 3873. Communication from the Department of Public Works advising of extra work required in the amount of \$30.00 on the Municipal Incinerator Electrical Contract No. 4, due to an error in the size of motors for air compressors in the supplemental specifications.

Also

No. 3874. Communication from St. Joseph's House of Hospitality, Tannehill street, between Centre avenue and Wylie avenue, requesting adjustment of water rents.

Also

No. 3875. Communication from the Jewish Home for Bables and Children, 2508 Breckenridge avenue, requesting exoneration of water rents on its property for the years 1933 to 1938, inclusive, and for the first, second and third quarters of 1939.

Which were severally read and referred to the Committee on Finance.

Also

No. 3876. Petition for the installation of a traffic signal at the intersection of Penn avenue and Lang avenue, 14th Ward.

Also

No. 3877. Communication from Mrs. Elizabeth Felker reative to the parking of trucks at the entrance to her property at 864 Lockhart street.

Which were severally read and referred to the Committee on Public Safety.

REPORTS OF COMMITTEES

Mr. Demmler presented

No. 3878. Report of the Committee on Finance for October 17, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3613. An Ordinance entitled, "An Ordinance providing for contracts for the rental of construction equipment and motor trucks required for use on City Improvements or other operations required to be done in the Department of Public Works, and providing for the payment of the costs thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Garland	Gallagher
Leonard	(Pres. Pro Tem.)
McArdle	

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3717. An Ordinance entitled, "An Ordinance creating and establishing three positions in the Department of City Treasurer and one position in the Bureau of Traffic Planning, Department of Public Safety, required for work in connection with the

collection of monies from parking meters and for the repair and maintenance of same, and fixing the rate of compensation thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Garland	Gallagher
Leonard	(Pres. Pro Tem.)
McArdle	

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3719. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of one automobile truck for the Department of City Planning, and providing for the payment thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Garland

Leonard

McArdle

Weir

Gallagher

(Pres. Pro Tem.)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3750. An Ordinance entitled, "An Ordinance creating a temporary position of Inspector in the Department of Public Works for inspection of furnace brick work construction for the proposed Municipal Incinerating Plant; fixing the rate of compensation therefor, and providing for payment thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Garland

Leonard

McArdle

Weir

Gallagher

(Pres. Pro Tem.)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3759. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of \$41,363.70 from proceeds derived from grant of the Government of the United States, Docket No. 2154-F, for the purpose of paying for the reconstruction of and additions to the Leech Farm Hospital."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Garland

Leonard

McArdle

Weir

Gallagher

(Pres. Pro Tem.)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3760. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of \$127,237.80 from proceeds derived from grant of the Government of the United States, Docket No. 2154-F, for the purpose of paying for the reconstruction of and additions to the Leech Farm Hospital."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Garland

Leonard

McArdle

Weir

Gallagher

(Pres. Pro Tem.)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3761. An Ordinance entitled, "An Ordinance amending Section 1 and the title of Ordinance No. 142, approved March 22, 1939, entitled, 'An Ordinance providing for plumbing work at shelter house buildings in Riverview, McBride, West and Highland Parks, and for the payment of the cost thereof.'"

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Garland	Gallagher
Leonard	(Pres. Pro Tem.)
McArdle	

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3752. An Ordinance entitled, "An Ordinance setting aside and appropriating the sum of \$4,095.00 from Bond Fund 138, Welfare Relief 1938, for the payment of salaries of certain employes in the Department of Public Welfare."

In Finance Committee, October 17, 1939, bill read and amended by adding a new section to be known as Section 2, as shown in red, and in the title by adding the words "and amending Section 2 of Ordinance No. 78, Series 1938, and Ordinance No. 237, Series 1939," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Garland	Gallagher
Leonard	(Pres. Pro Tem.)
McArdle	

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3753. An Ordinance entitled, "An Ordinance creating and establishing the position of Temporary Electric Wiring Inspector in the Bureau of Building Inspection, and fixing the compensation thereof."

In Finance Committee, October 17, 1939, bill read and amended by adding a new section to be known as Section 2, as shown in red, and in the title by inserting after the words "Building Inspection" the words "and two temporary Examiners and one temporary typist in the Department of Supplies," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill as amended in Committee and agreed to by Council was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Weir
Garland	Gallagher
Leonard	(Pres. Pro Tem.)
McArdle	

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3754. Resolution authorizing and directing the City Controller to transfer the sum of \$540.00 from Code Account No. 1443, A-1, Salaries, Bureau of Police, to Code Account No. 1481, A-1, Salaries, Regular Employs, Bureau of Building Inspection.

In Finance Committee, October 17, 1939, ordered returned to Council with an affirmative recommendation subject to report from the Budget Controller.

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second time.

Mr. Demmler also presented

No. 3879.

October 19, 1939.

President and Members
City Council,
City of Pittsburgh.

In Re: Bill No. 3754.

Gentlemen:

At the meeting of the Finance Com-

mittee held October 17, 1939, Bill No. 3754 was affirmatively recommended contingent upon a report from the Budget Controller, as to whether "the transfer of funds in the sum of \$540.00 from Code Account No. 1443, Salaries, Bureau of Police to Code Account No. 1441, Salaries, Regular Employees, Bureau of Building Inspection, is to pay the wages of a temporary Wiring Inspector authorized by Bill No. 3753."

This transfer is for the purpose of providing additional funds made necessary by the employment of one additional temporary Wiring Inspector in the Bureau of Building Inspection, and would recommend this bill be passed.

Respectfully yours,

RICHARD NEFF,
Budget Controller.

Which was read, received and filed.

And the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Weir
Garland	Gallagher
Leonard	(Pres. Pro Tem.)
McArdle	

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also, with an affirmative recommendation,

Bill No. 3740. Resolution authorizing and directing the City Controller to accept the sum of \$376.00 in full settlement of claim against Anna K. Lange and Rose Smith, arising from the improvement of Baker street, for which the aforesaid property owners were assessed the sum of \$476.00 by the Board of Viewers.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler

Garland

Leonard

McArdle

Weir

Gallagher

(Pres. Pro Tem.)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3741. Resolution authorizing the City Solicitor to accept the sum of \$100.00 in full satisfaction of Municipal liens No. 88 January Term, 1923, and No. 91 July Term, 1922, and to satisfy the record accordingly against property of Carl Gritzan, in the 14th Ward.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler

Garland

Leonard

McArdle

Weir

Gallagher

(Pres. Pro Tem.)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3742. Resolution authorizing the City Solicitor to accept the sum of \$2,000.00 to be distributed pro rata to the City, County and School district, providing they also agree in full for compromise of all City, County and School taxes against the premises of J. B. Sullivan, Jr., located at the corner of Webster avenue and Roberts street, 3rd Ward, and authorizing and directing the said City Solicitor to petition the Court of Common Pleas for such compromise, under Act No. 35, approved November 23, 1938.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler

Garland

Leonard

McArdle

Weir

Gallagher

(Pres. Pro Tem.)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3743. Resolution authorizing and directing the City Solicitor to accept the sum of \$75.00 in full satisfaction of municipal lien entered at No. 10 April Term, 1936, against property of Anna S. McCalmont, located in the 13th Ward, formerly part of Penn Township, and to satisfy the record accordingly.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler

Garland

Leonard

McArdle

Weir

Gallagher

(Pres. Pro Tem.)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3833. Resolution authorizing and directing the City Treasurer and Collector of Delinquent Taxes to accept the sum of \$913.14, in full settlement of metered water rents on property of Rose M. Coe, located at

2438-40-42-44-46-48 Webster avenue and 701-03-05-07-13 Chauncey street, for the years 1936, 1937 and 1938.

In Finance Committee, October 17, 1939, read and amended by striking out the amount "\$918.14" and by inserting in lieu thereof the amount "\$918.14," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler

Weir

Garland

Gallagher

Leonard

(Pres. Pro Tem.)

McArdle

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Demmler (for Mr. Evans) presented

No. 3880. Report of the Committee on Public Works for October 18, 1939, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3647. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, and supplements thereto, by changing the Zone Map, 29th Ward, formerly Carrick Borough, by changing from a 'B' Residence and First Area District, to a Commercial and Third Area District, all that certain property

bounded by Becks Run road; Agnew avenue east, and the northwesterly line of lot numbered 69 in the Crailo Plan of Lots."

Which was read.

The Clerk stated

That the bill would require a three-fourths (7) vote for final passage and there were but six members present.

The Chair stated

If there were no objections the bill would lay over for the present.

And the bill was laid over.

Also

Bill No. 3228. An Ordinance entitled, An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, by changing the Zone Map, 20th Ward, formerly Union Township, by extending (a) Commercial District by including all that certain property, now classified 'A' Residence and 'B' Residence District, bounded by the line of the present Commercial District south of Hayson street; Banksville avenue; Potomac avenue connection as shown on the Grand Jury Plan of Banksville road and Mattern road as approved by the Allegheny County Commissioners, December 17, 1936; Banksville Road as shown on said Grand Jury Plan; Potomac avenue; Dodds avenue; and the southwesterly line of the Hawthorne Plan extended, (b) the Second Area District by including all that certain property, now classified First Area and Third Area District, bounded by Banksville road as shown in the aforesaid Grand Jury Plan; Banksville avenue; the line of the present Second Area District; Dodds avenue; the southwesterly line of the Hawthorne Plan extended; a line parallel with and distant 100 feet eastwardly from Banksville road and Mattern road as shown in the aforementioned Grand Jury Plan; and the line of the City of Pittsburgh."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Garland	Gallagher
Leonard	(Pres. Pro Tem.)
McArdle	

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3627. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—O—E15, by extending the Commercial District by including all that certain property now classified 'A' Residence District, at the northeast corner of The Boulevard of the Allies and Ward street, having a frontage of 100 feet on The Boulevard of the Allies and 89.89 feet on Ward street."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Garland	Gallagher
Leonard	(Pres. Pro Tem.)
McArdle	

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Weir (for Mr. Wolk) presented

No. 3881. Report of the Com-

mittee on Public Service and Surveys for October 17, 1939, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3763. An Ordinance entitled, "An Ordinance establishing the opening grades on Camella street, Fairfield street, Simona drive and Price way, as laid out and proposed to be dedicated as legally opened highways by Stanton Homes, Inc., in a plan of lots of its property in the Tenth Ward of the City of Pittsburgh named 'Highland Village' Plan No. 1."

Which was read.

Mr. Weir moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Garland	Gallagher
Leonard	(Pres. Pro Tem.)
McArdle	

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3764. An Ordinance entitled, "An Ordinance refixing the width and position of the easterly sidewalk and the roadway of Thirty-sixth street, from Liberty avenue to Cabinet way, and providing for slopes, retaining wall and steps."

Which was read

Mr. Weir moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Garland	Gallagher
Leonard	(Pres. Pro Tem.)
McArdle	

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Weir presented

No. 3882. Report of the Committee on Parks and Libraries for October 17, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3762. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of one automobile coupe and one trailer mounted spray outfit for Frick Park, Department of Public Works, and providing for the payment thereof."

Which was read.

Mr. Weir moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Garland	Gallagher
Leonard	(Pres. Pro Tem.)
McArdle	

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Leonard presented

No. 3883. Report of the Committee on Public Safety for October 17, 1939, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3730. An Ordinance entitled "An Ordinance supplementing Ordinance No. 335, entitled, 'An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh, and providing penalties for the violation thereof,' approved October 3, 1922, as amended and supplemented, by establishing parking meter zones on certain streets and continuing the government of traffic therein by the use of parking meters."

Which was read

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Garland	Gallagher
Leonard	(Pres. Pro Tem.)
McArdle	

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3756. An Ordinance entitled, "An Ordinance authorizing and empowering the Mayor and the Director of the Department of Public Safety to enter into agreements with the proper authorities of the cities, boroughs,

townships, or other municipal subdivisions adjoining the City of Pittsburgh, or with other law enforcing agencies, relative to the joint use of traffic lights and signal devices, and determining the manner and cost, installation, maintenance and replacement of the same."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Garland	Gallagher
Leonard	(Pres. Pro Tem.)
McArdle	

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3757. An Ordinance entitled, "An Ordinance supplementing Ordinance No. 335, entitled, 'An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh, and providing penalties for

the violation thereof,' approved October 3, 1922, as amended and supplemented, by adding certain specified streets or portions of streets to certain existing designated paragraphs thereof."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Garland	Gallagher
Leonard	(Pres. Pro Tem.)
McArdle	

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Weir moved

That the Minutes of Council of Monday, October 9, and Monday, October 16, 1939, be approved.

Which motion prevailed.

And upon motion of Mr. Weir

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Monday, October 30, 1939

No. 48

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON--Ass't City Clerk
Pittsburgh, Pa.

Monday, October 30, 1939.

Council met.

Present:—Messrs.

Demmler Leonard

Evans Weir

Gallagher Wolk

Garland O'Toole, (Pres't)

Absent:—Mr. McArdle

PRESENTATIONS

Mr. Demmler presented

No. 3884. An Ordinance authorizing the issuance of warrants in favor of the Pittsburgh Brush Co. in the sum of \$1,173.00 and Addressograph Division in the sum of \$372.97, for paint brushes and repairs furnished the City.

Also

No. 3885. Resolution authorizing and directing the Mayor to execute and deliver a deed conveying all the City's right, title and interest in and to a lot located on Middletown road, corner of Tyndale street, 28th Ward, to Reed B. Coyle, 1000 Arrott building, Pittsburgh, for the sum of \$440.00, provided that the purchase money shall be paid within sixty days from the date hereof.

Also

No. 3886. Resolution authorizing the issuing of a warrant in favor of Emma M. Ritz in the sum of \$2,425.00, subject to the approval of the Law Department of the City of Pittsburgh and the entry of a verdict in said amount, in settlement of the claim of Emma M. Ritz for improvement of Chartiers avenue, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3887. Communication from Oleska Iwanciw requesting adjustment of delinquent water rents on property at 2322-24-26 Fifth avenue, for the years 1933 to 1936, inclusive.

Also

No. 3888. Communication from the Colonial Trust Company, mortgager on real estate formerly of Yetta Browarsky at 1101-05 Fifth avenue and 89-91 Congress street, requesting payment of rentals collected since 1936 by the City, amounting to \$978.63, plus any rent collected during October, 1939, or subsequent thereto, in order to have same amount applied on taxes.

Also

No. 3889. Resolution authorizing the issuing of a warrant in favor of Ferdinand Talber for the sum of \$400.00, in full settlement of claims for damages on account of the grading, paving and curbing of Chartiers avenue, subject to the approval of the Law Department of the City of Pittsburgh and the entry of a verdict for the amount of \$400.00, and charging same to Code Account No. 42, Contingent Fund.

Which were severally read and referred to the Committee on Finance.

Mr. Evans presented

No. 3890. Resolution authorizing and directing the City Controller to

transfer the following sums amounting in the aggregate to \$6,550.00, from and to certain code accounts within the Bureau of Highways and Sewers, D.P.W.

FROM CODE ACCOUNTS:

1621	Wages, Temp. Employees—	
	Jan. to Mar.....	\$ 37.34
1622	Wages, Temp. Employees—	
	Apr. to June.....	.49
1623	Wages, Temp. Employees—	
	July to Sept.....	17.67
1630	Wages, Temp. Employees—	
	Jan. to Mar.....	191.15
1631	Wages, Temp. Employees—	
	Apr. to June.....	2.31
1632	Wages, Temp. Employees—	
	July to Sept.....	7.99
1636	Wages, Temp. Employees—	
	Jan. to Mar.....	398.29
1637	Wages, Temp. Employees—	
	Apr. to June.....	4.15
1638	Wages, Temp. Employees—	
	July to Sept.....	1.45
1643	Wages, Temp. Employees—	
	Jan. to Mar.....	6.75
1644	Wages, Temp. Employees—	
	Apr. to June.....	1.97
1645	Wages, Temp. Employees—	
	July to Sept.....	8.88
1620-1	Salaries, Temp. Employees—	5,000.00
1642-1	Salaries, Temp. Employees—	871.56

\$6,550.00

TO CODE ACCOUNTS:

1613	Wages, Reg. Employees....	\$1,550.00
1629-1	Salaries, Temp. Employees..	2,500.00
1635-2	Salaries, Temp. Employees..	2,500.00

\$6,550.00

Also

No. 3891. An Ordinance amending portions of Section 1 of Ordinance No. 597, approved December 22, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$972,791.00, including engineering and other necessary expenses for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$2,000,000.00 short-term promissory notes," as amended and supplemented.

Also

No. 3892. An Ordinance appropriating and setting aside certain sums from Bond Fund 132, General Public Improvement Notes B, 1937, from Bond Fund 130, General Public Improvement Notes, 1939, and Bond Fund 140, General Public Improvement Notes B, 1939, aggregating \$5,630.21 for the payment of the City's share of the cost of treating the hillside adjoining the northerly side of Saw Mill Run boulevard in the vicinity of the Pittsburgh and West Virginia Railroad over-pass, in conjunction with the Federal Work Projects Administration.

Also

No. 3893. Resolution authorizing the City Clerk to issue a requisition upon the Department of Supplies for the purchase of 4,000 copies of the 1939 edition of "Civic Pittsburgh," at a cost not to exceed the sum of \$490.00, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3894. Resolution authorizing and directing the City Controller to transfer the sum of \$130.00 from Code Account 1921, Day Camps, to Code Account 1902, Miscellaneous Services, Grounds and Buildings Division, Bureau of Recreation.

Also

No. 3895. Communication from the Department of Public Works advising of extra work required in the amount of \$420.00 for relocation of 30 curb cocks and boxes on Contract No. 14, Repaving of Smallman street, Docket No. Pa. 2193-F.

Also

No. 3896. Communication from the Department of Public Works advising of extra work required in the amount of \$31.35 on Plumbing Contract No. 3, at Highland Park Zoo, Docket No. Pa. 1649-F.

Also

No. 3897. Communication from the Department of Public Works advising of extra work required in the amount of \$15.00 on Contract No. 4, Pa. Docket No. 1599-F, Itin street wall, for repainting sign to conform with new name assigned to the Federal Emergency Administration of Public Works.

Which were severally read and referred to the Committee on Finance.

Also

No. 3898. Communication from the Mayor transmitting copy of letter from The Terminal Service Company of Cincinnati, Ohio, containing suggestions for garbage collections in Pittsburgh.

Also

No. 3899. Communication from the F. J. Kress Box Company urging that the repairing of Smallman street be expedited in order to afford convenient access to its plant.

Which were read and referred to the Committee on Public Works.

Also

No. 3900. An Ordinance granting unto the Mt. Washington Street Railway Company, its successors, lessees and assigns, the right to enter upon, use and occupy Broadway, between Neeld avenue and Fallowfield avenue, Nineteenth ward, and to cross all streets intersecting that part of Broadway, for the purpose of connecting its tracks upon what was formerly its private right-of-way to tracks now being operated under existing franchises.

Also

No. 3901. An Ordinance refixing the width and position of the sidewalks and roadway on Smallman street, from a point 100.0 feet west of Twenty-seventh street to Twenty-eighth street, and providing for the construction of a railroad siding from Twenty-seventh street to Twenty-eighth street.

Which were read and referred to the Committee on Public Service and Surveys.

Mr. Gallagher presented

No. 3902. An Ordinance providing for a contract for the transporting and processing of 16,000 pounds (more or less) raw cotton to be used by the W. P. A. Sewing Project sponsored by the Department of Public Welfare in the manufacture of comforts and mattresses to be distributed to indigent persons of the City of Pittsburgh who are without adequate means of support, and providing for the payment thereof.

Also

No. 3903. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of one hundred (more or less) coal heating stoves for the Department of Public Welfare.

Also

No. 3904. Communication from Mrs. Emma Morgan relative to report received from the Finance Committee concerning excessive water rents on her property at 345 Main street and 4109 Geneva street.

Which were severally read and referred to the Committee on Finance.

Mr. Garland presented

No. 3905. Resolution authorizing and directing the City Controller to make the following transfers within the Filtration Division, Bureau of Water:

FROM CODE ACCOUNT:

1741 Salaries, Reg. Employees—	\$ 644.81
1742 Wages, Reg. Employees—	303.25
1745 Wages, Reg. Laborers—	
July to Sept.-----	68.96

TO CODE ACCOUNT:

1748 Wages, Temp. Laborers—	
Oct. to Dec.-----	\$1,014.82

Which was read and referred to the Committee on Finance.

Also

No. 3906. Communication from property owners protesting against the placing of a light in the middle of the 7300 block on Race street.

Which was read and referred to the Committee on Public Works.

Mr. Leonard presented

No. 3907. Communication from the Civic Club of Lincoln Avenue District, East End, urging that a new fire engine be provided for No. 38 Engine House on Lenington avenue.

Also

No. 3908. An Ordinance providing for the letting of a contract for the furnishing and delivery of two 3-way multiversal portable deluge nozzles for the Department of Public Safety, and providing for the payment thereof.

Which were read and referred to the Committee on Public Safety.

Mr. Weir presented

No. 3909. Communication from George A. Holmstrom requesting exoneration of 1939 city, school and county taxes on three lots on McLain street, which the city recently purchased from the Chartener Estate, said taxes having been deducted from the purchase price.

Which was read and referred to the Committee on Finance.

Mr. Wolk presented

No. 3910. Petition for the va-

cation of Roll way, from Orchard place to Cedarhurst street.

Also

No. 3911. An Ordinance vacating Roll way, in the Thirtieth ward of the City of Pittsburgh, from Orchard place to Cedarhurst street.

Which were read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 3912. Resolution authorizing and directing the Mayor to execute and deliver a deed conveying all the City's right, title and interest in and to three certain lots located on Raymond street, 14th Ward, to Carl A. Samuelson, 301 Raymond street, for the sum of \$1,000.00, provided that the purchase money shall be paid within sixty days from the date hereof.

Which was read and referred to the Committee on Finance.

Also

No. 3913. Communication from the Mayor requesting that a date be fixed for acceptance of an invitation from Mrs. Oliver, President of the Pittsburgh Garden Center, to a reception for himself and the members of Council.

Which was read and referred to the Committee on Parks and Libraries.

Also

No. 3914. Communication from the Law Department furnishing opinion with respect to the effect of Act No. 78, approved May 17, 1939, which repealed the Plumbing Code insofar as it related to boroughs, incorporated towns and townships.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 3915.

Pittsburgh, Pa.
October 23, 1939.

President and Members
The City Council,
City of Pittsburgh,
Pittsburgh, Pennsylvania.
Gentlemen:

I have this day reappointed Mr. Hugh F. McKnight to the Sinking Fund Commission of the City of Pittsburgh for the term June, 1939, to July, 1944, subject to confirmation by your Honorable Body.

Very truly yours,

CORNELIUS D. SCULLY,
Mayor.

Which was read, received and filed.

Mr. Demmler presented

No. 3916. RESOLVED, That the appointment by the Mayor of Hugh F. McKnight to the Sinking Fund Commission of the City of Pittsburgh for the term June, 1939, to July, 1944, be and the same is hereby approved and confirmed.

Which was read.

Mr. Demmler moved

The adoption of the resolution.

Upon which motion the ayes and noes were ordered taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

UNFINISHED BUSINESS

Bill No. 3647. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, and supplements thereto, by changing the Zone Map, 29th Ward, formerly Carrick Borough, by changing from a 'B' Residence and First Area District to a Commercial and Third Area District, all that certain property bounded by Becks Run road, Agnew avenue East, and the northwesterly line of lot numbered 69 in the Crallo Plan of Lots."

In Council, October 23, 1939, bill read and laid on the table.

And the bill was read a second time and agreed to.

Mr. Gallagher moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the Act of Assembly of May 11, 1921, which provides, that where a protest is filed against a proposed zoning amendment, a three-fourths vote of all the members of Council in the affirmative shall be required for final passage.

REPORTS OF COMMITTEES

Mr. Demmler presented

No. 3917. Report of the Committee on Finance for October 24, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3776. An Ordinance entitled, "An Ordinance amending a portion of Section 1 of Ordinance No. 539, approved November 23, 1938, entitled, 'An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, bridge and viaduct, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor,' as amended and supplemented."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	

(Mr. O'Toole, Pres't., not voting)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3786. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of \$398,040.00, from proceeds derived from grant of the Government of the United States, P. W. A. Docket No. 2218-F, for the purpose of paying for the construction of a Municipal Hospital Building, including necessary equipment and ground improvements."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	

(Mr. O'Toole, Pres't., not voting)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3868. An Ordinance entitled, "An Ordinance regulating the deposit of moneys of the City of Pittsburgh; designating how depositories of said moneys shall be selected, and providing for the payment of interest thereon."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	

(Mr. O'Toole, Pres't., not voting)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3869. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Supplies to carry out and complete the compiling of data, sending notices of awards to contractors, typing, tabulating, collecting forms and other data in conjunction with the Federal Government National Youth Administration, providing for the performance of such work as may not be assumed by the National Youth Administration, and for the payment of the cost thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	

(Mr. O'Toole, Pres't., not voting)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3787. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of W.F. Trimble & Sons Co. for \$96.00 in payment of 32 days' rental of 6 carbide lamps at the new Municipal Hospital, P. W. A. Docket No. 2218-F, for the benefit of the City without previous authority of law."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	

(Mr. O'Toole, Pres't., not voting)

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3771. Resolution authorizing and directing the Board of Water Assessors to exonerate all water rents charged against the Buhl Planetarium and Institute of Popular Sci-

ence, located at Federal and West Ohio streets, for the year 1939 and all future years.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	

(Mr. O'Toole, Pres't., not voting)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3773. Resolution authorizing and directing the City Controller to transfer the sum of \$100.00 in the Department of City Planning from Code Account No. 1105, Repairs as follows:

To Code Account No.

1103 Miscellaneous Services.....	\$50.00
1106 Equipment	50.00

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	

(Mr. O'Toole, Pres't., not voting)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3871. Resolution authorizing and directing the Law Department to petition the Court for the sale of real estate acquired by the City by Sheriff's deed dated November 23, 1912, formerly of Charles Henderson, located on Webster avenue, near Finland street, to Theron B. Hamilton and Marie C. Hamilton for the sum of \$240.00, and upon approval by the Court, authorizing and directing the Mayor to execute and deliver a deed for said real estate.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	

(Mr. O'Toole, Pres't., not voting)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3788. Resolution authorizing and directing the City Controller to transfer the sum of \$400.00 from Code Account 1242, Equipment, to Code Account 1238, Miscellaneous Services, Municipal Hospital.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	

(Mr. O'Toole, Pres't., not voting)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3772. Resolution authorizing the issuing of a warrant in favor of Mrs. John Christ in the sum of \$50.00, in full payment of services rendered by her as caretaker at the Community House, located at Redknap and Monterey streets, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	

(Mr. O'Toole, Pres't., not voting)

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3775. An Ordinance entitled, "An Ordinance authorizing the City of Pittsburgh to convey, by proper deed of conveyance, to the Housing Authority of the City of Pittsburgh, all those certain lots or pieces of ground owned by the City of Pittsburgh situate in the Fourth and Fifth Wards."

In Finance Committee, October 24, 1939, bill read and ordered returned to Council with an affirmative recommendation, subject to report from the Law Department.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

And the bill was laid over pending receipt of report from the Law Department.

Also

Bill No. 3783. An Ordinance entitled, "An Ordinance amending Section 32, Department of Public Welfare, General Office, of Ordinance No. 618, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 9, 1939."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk

Noes:—Mr. Garland

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3708. An Ordinance entitled, "An Ordinance appropriating the sum of \$4,248.83 from Bond Fund 294, Water Bonds 1928, for the purchase, for the Department of Public Works from The Sheffield Land Company of the private water mains and appurtenances, as laid in 1928 by said Company on Forest Glen road, in the Fourteenth Ward of the City of Pittsburgh."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler Garland

Evans Leonard

Gallagher Weir

Noes:—

Mr. Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3709. An Ordinance entitled, "An Ordinance authorizing and directing the proper officers of the City to enter into an agreement with The Sheffield Land Company for the purchase of the private water mains and appurtenances on Forest Glen road, in the Fourteenth Ward of the City of Pittsburgh, for the sum of \$4,248.83, and providing for the payment thereof."

In Finance Committee, October 24, 1939, bill read and amended by adding a new Section to be known as Section 2, as shown in red, and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill as amended and agreed to by Council was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler Garland

Evans Leonard

Gallagher Weir

Noes:—

Mr. Wolk.

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Evans presented

No. 3918. Report of the Committee on Public Works for October 24, 1939, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3779. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Montana street from a point about fifty-five (55') feet east of Bard way to the existing sewer on Nelson Run road, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Garland

Evans

Leonard

Gallagher

Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3780. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the south sidewalk of Grandview avenue and the east sidewalk of Bertha street, from a point about ninety (90') feet east of Bertha street to the existing sewer on Fetzer street, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Garland

Evans

Leonard

Gallagher

Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Wolk presented

No. 3919. Report of the Committee on Public Service and Surveys for October 24, 1939, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3864. An Ordinance entitled, "An Ordinance vacating Berthoud street, from Whitridge street to Morgan street."

Which was read.

Also

Bill No. 3866. An Ordinance entitled, "An Ordinance vacating Audley street, from Emma street to Battallion way."

Which was read.

The Clerk asked

That the bills be laid on the table for the present until the petitions were properly executed.

And there being no objections, Bill Nos. 3864 and 3866 were laid on the table.

Also

Bill No. 3794. An Ordinance entitled, "An Ordinance annulling and setting aside the location of Delaware lane from Whitridge street, formerly Wallace street, to its present westerly terminus, formerly Devilliers street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Garland

Evans

Leonard

Gallagher

Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3796. An Ordinance entitled, "An Ordinance vacating Bat-

tallion way, from Wyandotte street to Allequippa street."

Which was read

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler Garland

Evans Leonard

Gallagher Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3798. An Ordinance entitled, "An Ordinance vacating Wyandotte street, from former Kirkpatrick street to Whitridge street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler Garland

Evans Leonard

Gallagher Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3800. An Ordinance entitled, "An Ordinance vacating Hillside street and Hillside way, from the westerly terminus of Hillside street to a point 111.54 feet east of Whitridge street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler Garland

Evans Leonard

Gallagher Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3802. An Ordinance entitled, "An Ordinance vacating Moultrie street, in the Fourth and Fifth Wards of the City of Pittsburgh, from a point 38.48 feet north of Orr street, to Desplane way."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Garland
Evans	Leonard
Gallagher	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3804. An Ordinance entitled, "An Ordinance vacating Wadsworth street, from Soho street to a point 483.80 feet west of Robinson street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Garland
Evans	Leonard
Gallagher	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3806. An Ordinance entitled, "An Ordinance vacating Emmett street, from Soho street to Wadsworth street."

Which was read

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Garland
Evans	Leonard
Gallagher	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3808. An Ordinance entitled, "An Ordinance vacating an unnamed 20-foot way, from Carrillo street to Robinson street, in the Fifth Ward of the City of Pittsburgh."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Garland
Evans	Leonard
Gallagher	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3810. An Ordinance entitled, "An Ordinance vacating Whit-

ridge street, from Berthoud street to Wyandotte street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler Garland

Evans Leonard

Gallagher Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3812. An Ordinance entitled, "An Ordinance vacating Robinson street, from Berthoud street to Car-rillo street."

Which was read

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler Garland

Evans Leonard

Gallagher Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3814. An Ordinance entitled, "An Ordinance vacating Car-rillo street, from Whitridge street to Robinson street, in the Fifth Ward of the City of Pittsburgh."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler Garland

Evans Leonard

Gallagher Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3816. An Ordinance entitled, "An Ordinance vacating Alles way, from Whitridge street to Robinson street, in the Fifth Ward of the City of Pittsburgh."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Garland
Evans	Leonard
Gallagher	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3818. An Ordinance entitled, "An Ordinance vacating Burrows street, from Mohawk street to a property line 30.23 feet north of the first angle north of Mohawk street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Garland
Evans	Leonard
Gallagher	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3820. An Ordinance entitled, "An Ordinance vacating Soho street, from a point 115.23 feet south of Reed street to a point 197.58 feet south of Wyandotte street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Garland
Evans	Leonard
Gallagher	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3822. An Ordinance entitled, "An Ordinance vacating Stark place, from Wyandotte street to Wadsworth street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Garland
Evans	Leonard
Gallagher	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3824. An Ordinance entitled, "An Ordinance vacating Mohawk street, from a property line 177.65 feet west of Miami street to a property line 102.22 feet east of Burrows street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler Garland

Evans Leonard

Gallagher Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3826. An Ordinance entitled, "An Ordinance vacating Miami street, from Emma street to Mohawk street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler Garland

Evans Leonard

Gallagher Wolk,

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3828. An Ordinance entitled, "An Ordinance vacating Terrace street, from Miami street to Whitridge street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler Garland

Evans Leonard

Gallagher Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3830. An Ordinance entitled, "An Ordinance vacating Dunbar way, from Miami street to Whitridge street."

Which was read

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Garland
Evans	Leonard
Gallagher	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3832. An Ordinance entitled, "An Ordinance vacating Hillside street, from Wyandotte street to Gazzam street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Garland
Evans	Leonard
Gallagher	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3834. An Ordinance entitled, "An Ordinance vacating Emma street, from Hillside street to Whitridge street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Garland
Evans	Leonard
Gallagher	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3836. An Ordinance entitled, "An Ordinance vacating Alliquippa street, from a point 533.74 feet west of the first angle west of Battalion way to Whitridge street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Garland
Evans	Leonard
Gallagher	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3838. An Ordinance entitled, "An Ordinance vacating Savilla way from Battallion way to Whitridge street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Garland
Evans	Leonard
Gallagher	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3840. An Ordinance entitled, "An Ordinance vacating an Unnamed 40-foot street contiguous to the easterly line of Lot No. 422 in J. M. Gazzam's Revised Plan, from Mohawk street to a property line 101.68 feet southwardly therefrom."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Garland
Evans	Leonard
Gallagher	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3842. An Ordinance entitled, "An Ordinance vacating an Unnamed 5-foot way, lying 225.27 feet east of Hillside street and extending from Wyandotte street to Emma street, as laid out in J. M. Gazzam's Revised Plan."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Garland
Evans	Leonard
Gallagher	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3844. An Ordinance entitled, "An Ordinance vacating an Unnamed 5-foot way, lying between Lots Nos. 513 and 514 in J. M. Gazzam's Revised Plan, and extending from Gazzam street to Allequippa street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Garland
Evans	Leonard
Gallagher	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3846. An Ordinance entitled, "An Ordinance vacating Gaz-zam street, from a point 164.88 feet west of the first angle west of Hill-side street to Audley street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Garland
Evans	Leonard
Gallagher	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3848. An Ordinance entitled, "An Ordinance vacating Pilot way, Pueblo street, Malta way and Alva way, all extending from Mohawk street to Allequippa street; Omar street, from Pueblo street to Miami street, and Sun-bury way, from Alva street to Miami street, all as laid out in the E. P. Jones Plan."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Garland
Evans	Leonard
Gallagher	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3850. An Ordinance entitled, "An Ordinance vacating Gaz-zam way, from Battallion way to its easterly terminus at a 20-foot Unnamed way, as laid out in the E. P. Jones Plan."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Garland
Evans	Leonard
Gallagher	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3852. An Ordinance entitled, "An Ordinance vacating an Unnamed Twenty (20') Foot way lying parallel to and 100.0 feet north of Terrace street and extending from Allequippa street to Whitridge street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Garland
Evans	Leonard
Gallagher	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3854. An Ordinance entitled, "An Ordinance vacating Anderson street, Biddle street, an Unnamed 24-foot way, parallel to and midway between Anderson and Biddle streets, and an Unnamed 24-foot way, parallel to and 100.0 feet west of Biddle street, all extending from Allequippa street to Mohawk street, as laid out in the W. J. Anderson Plan."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Garland
Evans	Leonard
Gallagher	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3856. An Ordinance entitled, "An Ordinance vacating Havre street, from Allequippa street to its southerly terminus at a property line 278.09 feet south of Dunbar way."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Garland
Evans	Leonard
Gallagher	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3858. An Ordinance entitled, "An Ordinance vacating an Unnamed 20-foot way, bordering on the westerly line of Lot No. 112 in the E. P. Jones Plan, at a point 120 feet west of Whitridge street and extending from Emma street to Allequippa street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler Garland

Evans Leonard

Gallagher Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3860. An Ordinance entitled, "An Ordinance vacating Whitridge street, from Terrace street to its southerly terminus at the southerly line of J. P. Bailey's Plan."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler Garland

Evans Leonard

Gallagher Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3862. An Ordinance entitled, "An Ordinance vacating Waring street, from Breckenridge street to Berthoud street; Berthoud street, from Eunice street to Whitridge street; Eunice street, from Berthoud street to Whitridge street; an Unnamed 10-foot way, from Waring street to Berthoud street, and an Unnamed 30-foot street from Berthoud street to Alles street, all as laid out in the E. P. Jones Plan, as recorded in the Recorder's Office of Allegheny County in Plan Book Volume 10, page 165."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler Garland

Evans Leonard

Gallagher Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3867. An Ordinance entitled, "An Ordinance establishing the opening grades on Dunster street and LaMoine street as laid out and proposed to be dedicated as legally opened highways by Hampton Hall Improvement Company, in its plan of lots called 'Dunster Place' in the Nineteenth Ward of the City of Pittsburgh."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Garland
Evans	Leonard
Gallagher	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Wolk (for Mr. Weir) presented

No. 3920. Report of the Committee on Parks and Libraries for October 24, 1939, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3713. An Ordinance entitled, "An Ordinance amending Ordinance No. 184, approved April 1, 1939, entitled, 'An Ordinance authorizing the Pittsburgh Park and Playground Society to conduct Night Floral Exhibitions in Phipps Conservatory.'"

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Garland
Evans	Leonard
Gallagher	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3790. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of periodicals and magazines for the Carnegie Free Library of Allegheny during the year 1940, and providing for the payment thereof."

Which was read

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Garland
Evans	Leonard
Gallagher	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Leonard presented

No. 3921. Report of the Committee on Public Safety for October 25, 1939, transmitting a resolution to Council.

Which was read, received and filed.

Also

Bill No. 3785. Resolution authorizing the Superintendent of the Bureau of Building Inspection to grant a building permit for the construction of the Municipal Hospital, based upon a design which complies with the 1936 Code of the American Concrete Institute, and empowering the said Superintendent to require such minor modifications and variations from the said American Concrete Institute which, in the opinion of the Superintendent of the Bureau of Building Inspection, are necessary and proper in the interests of safety.

In Public Safety Committee, October 24, 1939, read and amended by striking out the four preambles of the resolution, as shown in red, and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Leonard moved

That the amendment of the Public Safety Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and

third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Garland
Evans	Leonard
Gallagher	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes. 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Gallagher moved

That the Minutes of Council of Monday, October 23, 1939, be approved.

Which motion prevailed.

And upon motion of Mr. Garland

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Monday, November 6, 1939

No. 49

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON...Ass't City Clerk

Pittsburgh, Pa.

November 6, 1939.

Council met.

Present:--Messrs.

Demmler Leonard

Evans McArdle

Gallagher Weir

Garland Wolk

Absent:--Mr. O'Toole, (Pres't)

Mr. Garland moved

That, in the absence of President O'Toole, Mr. Gallagher act as President Pro tem.

Which motion prevailed.

And Mr. Gallagher took the Chair.

PRESENTATIONS

Mr. Demmler presented

No. 3922. An Ordinance fixing the rate of interest at Two and One-tenth (2-1/10%) per centum per annum on \$3,500,00.00 Refunding Bonds 1939, Series "D" and "E," which were sold October 31, 1939, by authority of Ordinance Nos. 513 and 514, approved October 4, 1939.

Also

No. 3923. Resolution authorizing and empowering the City Solicitor,

upon payment of the sum of \$195.00, to release from the lien of the judgment entered on September 29, 1939, in suit of John H. Ward & Sons Company v. City of Pittsburgh at No. 1768 April Term, 1932, in the Court of Common Pleas of Allegheny County, said suit being an appeal from an award of Viewers in the matter of the grading, paving and curbing of Bennett street at No. 1083 January Term, 1932, in said Court.

Also

No. 3924. Communication from the City Treasurer transmitting statement of collection of delinquent taxes for the periods October 16 to 31, 1939, and January 1 to October 31, 1939; also statement of accounts of the City Solicitor.

Which were severally read and referred to the Committee on Finance.

Mr. Evans presented

No. 3925. An Ordinance authorizing the City of Pittsburgh, for the purpose of servicing the housing projects of the Housing Authority of the City of Pittsburgh, to cooperate with the said Housing Authority by purchasing and installing master water meters, valves and other necessary appurtenances thereto; by purchasing material and constructing the necessary vaults therefor, and providing for the payment thereof; prescribing a form of contract with the said Housing Authority with reference thereto, and authorizing the execution of said contract.

Also

No. 3926. An Ordinance charging to Construction Accounts of various Pa. Dockets established for carrying out the Public Works Administration program in the Department of Public Works, certain expenses incurred in connection with the sale of short term

notes and bonds heretofore charged to and paid from regular Code Accounts of the City and reimbursing the regular Code Accounts.

Also

No. 3927. An Ordinance authorizing the City Clerk to employ Louis H. Hartman to complete a W. P. A. project in the City Clerk's office, for a period not to exceed three months, beginning November 8, 1939, and providing for the payment thereof from Code Account 1003, Miscellaneous Services.

Also

No. 3928. Communication from the Department of Public Works advising of extra work required in the amount of \$45.00 for repainting two signs in connection with the construction of the new Wilnot Street Bridge, Contract No. 3, Project Pa. 1967-F.

Also

No. 3929. Communication from the Department of Public Works advising of extra work required in the amount of \$637.95 for installation of sump pump and french drain in connection with Contract No. 6, Plumbing, Highland Park Zoo, Project Pa. 1649-F.

Which were severally read and referred to the Committee on Finance.

Also

No. 3930. An Ordinance accepting the dedication of certain property of St. Peter's Church in the Fourth ward of the City of Pittsburgh, for public use for highway purposes, for the widening of Forbes street, from Craft avenue to a point 155.48 feet eastwardly therefrom.

Also

No. 3931. Highland Village Plan No. 1, 10th Ward, laid out by Stanton Homes, Inc., and the dedication of Price way, Camelia street, Fairfield street and Simona drive, as shown thereon for public use for highway purposes.

Also

No. 3932. An Ordinance approving the "Highland Village" Plan No. 1, situate in the Tenth ward of the City of Pittsburgh, as laid out by Stanton Homes, Inc.; accepting the dedication of Price way, Camelia street, Fairfield street and Simona drive as shown thereon, for public use for highway purposes; opening and naming the same, and establishing the grades thereof.

Also

No. 3933. Communication from the Department of Public Works advising of extra expenditure of \$100.00 for the rental and repair of typewriters in the department for the year 1939.

Which were severally read and referred to the Committee on Public Works.

Mr. Garland presented

No. 3934. Communication from Mrs. C. V. Roeper regarding traffic hazard at Hampshire and Cape May avenues, 19th Ward.

Which was read and referred to the Committee on Public Safety.

Also

No. 3935. Resolution authorizing and directing the City Controller to make the following transfers within the Distribution Division, Bureau of Water:

FROM CODE ACCOUNT

1780 Wages, Temp. Laborers,
July to September.....\$2,386.38

TO CODE ACCOUNT

1783 Miscellaneous Services...\$ 286.38
1784 Supplies 1,000.00
1785 Materials 800.00
1788 Equipment & Machinery. 300.00

Also

No. 3936. Resolution authorizing and directing the City Controller to transfer \$800.00 from Code Account 1773, Repairs, to Code Account 1771, Supplies, Mechanical Division, Bureau of Water.

Which were read and referred to the Committee on Finance.

Mr. Leonard presented

No. 3937. Resolution authorizing and directing the City Controller to transfer \$700.00 from Code Account 1447, Miscellaneous Services, to Code Account 1448, Carfare, Bureau of Police, and \$750.00 from Code Account 1469, Fire Hose, to Code Account 1465, Materials, Bureau of Fire.

Which was read and referred to the Committee on Finance.

Mr. McArdle presented

No. 3938. Resolution authorizing and directing the City Controller to transfer \$1,000.00 to Code Account 1251, Miscellaneous Services, Bureau of Inspection, Department of Public Health, as follows:

FROM CODE ACCOUNT

1218 Miscellaneous Services, Div.
of Transmissible Diseases...\$200.00
1231 Supplies, Tuberculosis Hos-
pital 500.00
1246 Supplies, Bureau of Child
Welfare 300.00

Also

No. 3939. Petition for acquisition of property on Westwood street, 19th Ward, between Smith way and Albert street, partly owned by Miss Vera Smith, for a playground.

Which were read and referred to the Committee on Finance.

Mr. Weir presented

No. 3940. Communication from the Mayor requesting that Council select a date from Tuesday, Wednesday or Thursday, November 14th, 15th and 16th, respectively, for the meeting with the members of the Pittsburgh Garden Center.

Which was read and referred to the Committee on Parks and Libraries.

Mr. Wolk presented

No. 3941. An Ordinance granting unto A. L. Glick the right and privilege to construct, maintain and use a depressed curb entrance to his property in the southerly curb line of Bigelow boulevard, Sixth ward, Pittsburgh, Pa., 24 feet in excess of the legal length of 36 feet established by Ordinance No. 169, approved July 15, 1933.

Also

No. 3942. An Ordinance refixing the width and position of the northerly sidewalk and roadway of Forbes street, from a point 70.0 feet west of Craft avenue to a point 155.48 feet east of Craft avenue.

Also

No. 3943. Communication from the Law Department transmitting financial statements, etc., of the Pittsburgh Motor Coach Company for the month of September, 1939 and 1938.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair (for President O'Toole) presented

No. 3944. An Ordinance authorizing the leasing to the South Side Market House Association the first floor of the South Side Market House.

Also

No. 3945. An Ordinance authorizing the issuance of a warrant in favor of John M. Rice for \$1,820.15, for professional services rendered the City of Pittsburgh without previous authority of law.

Also

No. 3946. Resolution authorizing the City Solicitor to reduce the claim of the American Reduction Company to judgment of \$252,126.10, with interest from the dates of approval of the Wallace Act ordinances, No. 535 and 598 of 1938, and No. 312 of 1939, in amounts of \$90,629.47, \$81,618.61 and \$79,878.02, respectively, for which said company has instituted suit against the City at No. 1007 October Term, 1939, for services rendered for the benefit of the City during the months of October, November and December, 1938.

Also

No. 3947. Communication from the Director of the Department of Supplies requesting permission to send R. D. Lord, Specification Clerk, to Harrisburg, Pa., in order to obtain certain information from the State Department of Property and Supplies relative to specifications, proposals, etc.

Also

No. 3948. Communication from the Hill District Taxpayers' Association requesting a hearing relative to the payment of delinquent water bills under a plan similar to the Tax Abatement Act.

Also

No. 3949. Communication from the Department of Public Works advising of extra work required in the amount of \$300.00 for realignment of stone wall in front of St. Paul's Cathedral in connection with Contract No. 10, Repaving of Fifth avenue, P. W. A. Docket No. Pa. 2193-F.

Also

No. 3950. Communication from P. R. Williams, Chief Assessor, requesting permission to send one member of the Board of Assessors to the conference of the National Association of Assessing Officers at Philadelphia, Pa., November 27, 1939.

Also

No. 3951. Communication from Anna C. Ulakovic, 521 Suismon street,

requesting adjustment of delinquent water bill for the year 1932.

Which were severally read and referred to the Committee on Finance.

Also

No. 3952. Petition for the improvement of McDowell street, from Woodland avenue to Hodgkiss street, 27th Ward.

Also

No. 3953. Communication from the West End Board of Trade transmitting copies of resolutions adopted by that body urging the improvement of Walbridge street and Alexander street and the change of the location of Chartiers avenue.

Also

No. 3954. Communication from Dominic Saracco, 346 Ashby street, relative to the condition of the way between Baldwin road and Ashby street, 31st Ward.

Which were severally read and referred to the Committee on Public Works.

UNFINISHED BUSINESS

Bill No. 3775. An Ordinance entitled, "An Ordinance authorizing the City of Pittsburgh to convey, by proper deed of conveyance, to the Housing Authority of the City of Pittsburgh, all those certain lots or pieces of ground owned by the City of Pittsburgh situate in the Fourth and Fifth Wards."

In Council, October 30, 1939, bill read, rule suspended, read a second time and laid over pending receipt of report from Law Department.

Which was read.

The Chair presented
No. 3955.

October 25, 1939.

John Schilpp, Jr.
Clerk of Finance Committee,
City Council
Dear Sir:

In Re: Bill 3775—An Ordinance authorizing the City of Pittsburgh to convey, by proper deed of conveyance, to the Housing Authority of the City of Pittsburgh, all those certain lots or pieces of ground owned by the City of Pittsburgh situate in the 4th and 5th Wards of the City of Pittsburgh and herein more fully described.

In reply to your communication of October 25, 1939, concerning the validity and legality of the above Ordinance, we are of the opinion that the City may lawfully convey property to the Housing Authority without any other consideration than that mentioned in the "Whereas clauses" preceding the body of the Ordinance. While the constitutionality of the Act of General Assembly of 1937, P. L. 888, has not yet been determined, we are of the opinion that the public use to which the property will be devoted is sufficient consideration in itself to sustain this Ordinance.

Our Supreme Court has ruled that the slum clearance and low cost Housing Projects are a public use. The Law Department approves Bill No. 3775 both in form and in substance.

Very truly yours,

WM. ALVAH STEWART,
City Solicitor.

Submitted by:

John M. Marshall,
Asst. City Solicitor.

Which was read, received and filed.

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Evans	Wolk
Garland	Gallagher
Leonard	(Pres. Pro tem.)
McArdle	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3864. An Ordinance entitled, "An Ordinance vacating Berthoud street, from Whitridge street to Morgan street."

In Council, October 30, 1939, bill read and laid on the table.

Which was read a second time.

The Clerk stated

That the petitions for these ordinances have been executed by the school Board and the ordinances are ready for final passage.

And the bill, as read a second time, was agreed to.

Mr. Evans moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Evans	Wolk
Garland	Gallagher
Leonard	(Pres. Pro tem.)
McArdle	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3866. An Ordinance entitled, "An Ordinance vacating Audley street, from Emma street to Battalion way."

In Council, October 30, 1939. Bill read and laid on the table.

Which was read a second time and agreed to.

Mr. Evans moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Evans	Wolk
Garland	Gallagher
Leonard	(Pres. Pro tem.)
McArdle	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

REPORTS OF COMMITTEES

Mr. Demmler presented

No. 3956. Report of the Committee on Finance for October 31, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3891. An Ordinance entitled, "An Ordinance amending portions of Section 1 of Ordinance No. 597, approved December 22, 1938, entitled, 'An Ordinance appropriating and setting aside the aggregate amount of \$972,791.00, including engineering and other necessary expenses for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$2,000,000.00 short-term promissory notes,' as amended and supplemented."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Evans	Wolk
Garland	Gallagher
Leonard	(Pres. Pro tem.)
McArdle	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3892. An Ordinance entitled, "An Ordinance appropriating and setting aside certain sums from Bond Fund 132, General Public Improvement Notes B 1937, from Bond Fund 130, General Public Improvement Notes 1939, and Bond Fund 140, General Public Improvement Notes B 1939, aggregating \$5,630.21 for the payment of the City's share of the cost of treating the hillside adjoining the northerly side of Saw Mill Run boulevard in the vicinity of the Pittsburgh and West Virginia Railroad over-pass, in conjunction with the Federal Work Projects Administration."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Evans

Garland

Leonard

McArdle

Weir

Wolk

Gallagher

(Pres. Pro tem.)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3902. An Ordinance entitled, "An Ordinance providing for a contract for the transporting and processing of 16,000 pounds (more or less) raw cotton to be used by the W. P. A. Sewing Project sponsored by the Department of Public Welfare in the manufacture of comforts and mattresses to be distributed to indigent persons of the City of Pittsburgh who are without adequate means of support, and providing for the payment thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Evans

Garland

Leonard

McArdle

Weir

Wolk

Gallagher

(Pres. Pro tem.)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3903. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of one hundred (more or less) coal heating stoves for the Department of Public Welfare."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Evans

Garland

Leonard

McArdle

Weir

Wolk

Gallagher

(Pres. Pro tem.)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3580. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Harry S. Beaver for the sum of \$34.38, for one week's time, being equivalent to the time he would have been allowed for vacation."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Evans	Wolk
Garland	Gallagher
Leonard	(Pres. Pro tem.)
McArdle	

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3884. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of the Pittsburgh Brush Co. in the sum of \$1,173.00 and Addressograph Division in the sum of \$372.97, for paint brushes and repairs furnished the City."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Evans	Wolk
Garland	Gallagher
Leonard	(Pres. Pro tem.)
McArdle	

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3889. Resolution authorizing the issuance of a warrant in favor of Ferdinand Talber for the sum of \$400.00, in full settlement of claims for damages on account of G. P. & C. of Chartiers avenue, subject to the approval of the Law Department and the entry of a verdict for the amount of \$400.00, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Weir
Evans	Wolk
Garland	Gallagher
Leonard	(Pres. Pro tem.)
McArdle	

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3870. Resolution authorizing and directing the City Controller to transfer the sum of \$1,590.00 from Code Account No. 1042, Supplies, Supervisor of City Stables, to Code Account No. 1370, Wages, Regular Employees, Bureau of Operating Maintenance, Department of Lands and Buildings.

Which was read.
Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.	
Demmler	Weir
Evans	Wolk
Garland	Gallagher
Leonard	(Pres. Pro tem.)
McArdle	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3893. Resolution authorizing the City Clerk to issue a requisition upon the Department of Supplies for the purchase of 4,000 copies of the 1939 edition of "Civic Pittsburgh," at a cost not to exceed the sum of \$490.00, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.	
Demmler	Weir
Evans	Wolk
Garland	Gallagher
Leonard	(Pres. Pro tem.)
McArdle	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3894. Resolution authorizing and directing the City Controller to transfer the sum of \$130.00 from Code Account No. 1921, Day Camps,

Bureau of Recreation, to Code Account No. 1902, Miscellaneous Services, Grounds and Buildings, same Bureau, D. P. W.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.	
Demmler	Weir
Evans	Wolk
Garland	Gallagher
Leonard	(Pres. Pro tem.)
McArdle	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3905. Resolution authorizing and directing the City Controller to make the following transfers within code accounts of the Filtration Division, Bureau of Water, Department of Public Works:

FROM CODE ACCOUNT NOS.

1741	Salaries, Reg. Emp., Filtration Division	\$ 644.61
1742	Wages, Reg. Emp., Filtration Division	303.25
1745	Wages, Reg. Lab., July to September, Filtration Div.	66.96
		\$1,014.82

TO CODE ACCOUNT NO.

1748	Wages, Temp. Lab., Oct. to Dec., Filtration Division	\$1,014.82
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Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Weir
Evans	Wolk
Garland	Gallagher
Leonard	(Pres. Pro tem.)
McArdle	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3890. Resolution authorizing and directing the City Controller to transfer the following sums, amounting in the aggregate to \$6,550.00 from and to certain Code Accounts within the Bureau of Highways and Sewers, D. P. W.:

FROM CODE ACCOUNTS:

1621 Wages, Temp. Employees, Jan. to March-----	\$ 37.34
1622 Wages, Temp. Employees, April to June-----	49
1623 Wages, Temp. Employees, July to Sept-----	17.67
1630 Wages, Temp. Employees, Jan. to March-----	191.15
1631 Wages, Temp. Employees, April to June-----	2.31
1632 Wages, Temp. Employees,, July to Sept-----	7.99
1636 Wages, Temp. Employees, Jan. to March-----	398.29
1637 Wages, Temp. Employees, April to June-----	4.15
1638 Wages, Temp. Employees, July to Sept-----	1.45
1643 Wages, Temp. Employees, Jan. to March-----	5.75
1644 Wages, Temp. Employees, April to June-----	1.97
1645 Wages, Temp. Employees, July to Sept-----	8.88
1620-1 Salaries, Temp. Employees	5,000.00
1642-1 Salaries, Temp. Employees	871.56
	<hr/> \$6,550.00

TO CODE ACCOUNTS:

1613 Wages, Reg. Employees----	\$1,550.00
1629-1 Salaries, Temp. Employees	2,500.00
1635-2 Salaries, Temp. Employees	2,500.00
	<hr/> \$6,550.00

In Finance Committee, November 1, 1939, read and amended by striking out

the totals "\$6,550.00," and by inserting in lieu thereof the totals "\$10,050.00"; by inserting after item "1642-1" the words "42-2, Budget Adjustments, \$3,500.00," and by adding at the end of the resolution the following:

"1655 Salaries, Temporary Em- ployes -----	\$1,525.00
1656 Wages, Temporary Em- ployes -----	1,975.00,"

and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution as amended in Committee and agreed to by Council was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Weir
Evans	Wolk
Garland	Gallagher
Leonard	(Pres. Pro tem.)
McArdle	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3872. Resolution authorizing and directing the City Controller to transfer the following sums, amounting in the aggregate to \$7,000.00, from Code Account No. 1363, Materials, Bureau of Accounts and Administration, Department of Lands and Buildings, to other code accounts within the same Department:

TO CODE ACCOUNT NOS.

1360 Salaries, Reg. Emp., Bu- reau of Accounts & Ad- ministration -----	\$ 502.00
---	-----------

1366	Wages, Reg. Emp., Bureau of Repairs	2,336.00
1367	Wages, Temp. Emp., Bureau of Repairs	4,162.00
		<u>\$7,000.00</u>

In Finance Committee, October 31, 1939, read and amended by striking out the totals "\$7,000.00" and by inserting in lieu thereof the totals "\$6,000.00," by striking out the amount "\$502.00" and by inserting in lieu thereof the amount "\$980.00," by striking out the amount "\$2,336.00" and by inserting in lieu thereof the amount "\$3,250.00," and by striking out the amount "\$4,162.00," and by inserting in lieu thereof the amount "\$1,770.00," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.	
Demmler	Weir
Evans	Wolk
Garland	Gallagher
Leonard	(Pres. Pro tem.)
McArdle	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Evans presented

No. 3957. Report of the Committee on Public Works for October 31, 1939, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3665. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E15, by (a) changing from an 'A' Residence District to a Commercial District, all that certain property bounded by Allequippa street; the westerly line of lot numbered 6 in Allequippa place, A. C. Watkins' Plan; Seine way; Wyandotte street; Outlet street; Allequippa street; Passage way, and the westerly line of lot numbered 4 in the Plan of Schenley Square; (b) extending the Third Area District by including all that certain property, now classified Second Area District, bounded by Allequippa street; Passage way, and the westerly line of the Plan of Schenley square."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.	
Demmler	Weir
Evans	Wolk
Garland	Gallagher
Leonard	(Pres. Pro tem.)
McArdle	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3628. An Ordinance entitled, "An Ordinance widening Bigelow boulevard, from Crescent street to a point 260.0 feet westwardly therefrom, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Evans	Wolk
Garland	Gallagher
Leonard	(Pres. Pro tem.)
McArdle	

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3745. An Ordinance entitled, "An Ordinance providing for contracts for furnishing labor, materials and/or services necessary for the construction, reconstruction, maintenance, repair and/or operation of buildings, structures, equipment, tools and other properties and their appurtenances, of the City of Pittsburgh in the custody of the Department of Public Works for the calendar year 1940, and providing for the payment of the costs thereof."

In Public Works Committee, October 31, 1939, bill read and ordered returned to Council with an affirmative recommendation, subject to report from the Law Department.

Which was read.

Mr. Evans also presented

No. 3958.

Pittsburgh, Pa.
November 6, 1939.

Council of the City of Pittsburgh.

Gentlemen:

You have asked us to render an opinion in connection with Bill No. 3745, An Ordinance providing for contracts for furnishing labor, materials and/or

services necessary for the construction, reconstruction, maintenance, repair and/or operation of buildings, structures, equipment, tools and other properties and their appurtenances of the City of Pittsburgh in the custody of the Department of Public Works for the calendar year 1940. We have been specifically requested to advise you whether contracts entered into under the provisions of this Ordinance would be binding upon the City should the City hereafter decide to turn over certain portions of the work to the Department of Lands and Buildings.

In our opinion, in order to adequately protect the City, the specifications and contract should contain a provision reserving the right to the City of Pittsburgh to do all or any part of this work with its own forces and not by contract. Such a provision would give the City the protection you seem to desire.

Very truly yours,

WM. ALVAH STEWART,

City Solicitor.

Which was read and referred to the Committee on Public Works.

Mr. Evans moved

That Bill No. 3745 be recommended to the Committee on Public Works.

Which motion prevailed.

Mr. Evans also presented

No. 3959. Report of the Committee on Public Works for November 1, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 3676. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—O—O, by extending the Commercial District by including all that certain property, now classified 'B' Residence District, fronting on the northerly side of Sylvia avenue from the line of the present Commercial District west of Taft avenue to the westerly line of lot numbered 38 in the John Richter Plan."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Evans	Wolk
Garland	Gallagher
Leonard	(Pres. Pro tem.)
McArdle	

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the Act of Assembly of May 11, 1921, which provides that, where a protest is filed against a proposed zoning amendment, a three-fourths vote of all the members of Council in the affirmative shall be required for final passage.

Mr. Wolk presented

No. 3960. Report of the Committee on Public Service and Surveys for October 31, 1939, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3900. An Ordinance entitled, "An Ordinance granting unto the Mt. Washington Street Railway Company, its successors, lessees and assigns, the right to enter upon, use and occupy Broadway, between Neeld avenue and Fallowfield avenue, Nineteenth ward, and to cross all streets intersecting that part of Broadway, for the purpose of connecting its tracks upon what was formerly its private right-of-way to tracks now being operated under existing franchises."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Evans	Wolk
Garland	Gallagher
Leonard	(Pres. Pro tem.)
McArdle	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3901. An Ordinance entitled, "An Ordinance refixing the width and position of the sidewalks and roadway on Smallman street, from a point 100.0 feet west of Twenty-seventh street to Twenty-eighth street, and providing for the construction of a railroad siding from Twenty-seventh street to Twenty-eighth street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Evans	Wolk
Garland	Gallagher
Leonard	(Pres. Pro tem.)
McArdle	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3911. An Ordinance entitled, "An Ordinance vacating Roll way, in the Thirtieth Ward of the City of Pittsburgh, from Orchard Place to Cedarhurst street."

Which was read

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Evans	Wolk
Garland	Gallagher
Leonard	(Pres. Pro tem.)
McArdle	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Leonard presented

No. 3961. Report of the Committee on Public Safety for October 31, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3908. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of two 3 way Multiversal Portable Deluge Nozzles for the Department of Public Safety, and providing for the payment thereof."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Evans	Wolk
Garland	Gallagher
Leonard	(Pres. Pro tem.)
McArdle	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Garland (for Mr. Gallagher) presented

No. 3962. WHEREAS, Council has authorized John H. Smith, Utility Engineer, to make a mass transportation survey, and that work has progressed to the point where results of that survey are being computed; Therefore, be it RESOLVED, That the Department of City Planning be directed to turn over to Mr. Smith, for his use, the remainder of the books and records of the Transit Commission for use in his work.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. McArdle moved

That the Minutes of Council of Monday, October 30, 1939, be approved.

Which motion prevailed.

And upon motion of Mr. Weir

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Monday, November 13, 1939

No. 50

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President
EDW. W. LINDSAY-----City Clerk
JAS. W. PATTERSON...Ass't City Clerk

Pittsburgh, Pa.

Monday, November 13, 1939.

Council met.

Present:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

PRESENTATIONS

Mr. Demmler presented

No. 3963. Resolution authorizing the Delinquent Tax Collector, upon payment of \$1,397.64, to issue his receipt in full for the water bill of the Pittsburgh Laundries, Inc., for the second quarter of 1939, on account of defective water meter which failed to register, which amount was consumed during the third quarter of 1939, the Board of Water Assessors having agreed to such an adjustment.

Also

No. 3964. Resolution authorizing and directing the City Controller to transfer the sum of \$900.00 from Code Account 1364, Repairs, to Code Account 1362, Supplies, Bureau of Accounts and Administration, Department of Lands and Buildings.

Also

No. 3965. Communication from John E. Evans, Sr., Esq., relative to obtaining releases of various mortgages covering certain railroad property involved in the construction of the River Avenue Viaduct.

Which were severally read and referred to the Committee on Finance.

Mr. Evans presented

No. 3966. An Ordinance appropriating and setting aside the aggregate amount of \$178,588.50 for the payment of the cost for improvements to the public highway, bridge and viaduct, water, park and recreation systems of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States.

Also

No. 3967. An Ordinance authorizing the issuance of a warrant in favor of John F. Casey Company in the sum of \$1,952.23 in payment for delivery of blockstones from the Water street improvement, P. W. A. project, (with the County of Allegheny), to City yard at 29th and Railroad streets, for the benefit of the City without previous authority of law.

Also

No. 3968. An Ordinance authorizing the issuance of warrants in favor of Marmins Construction Company for \$82.97, Moss & Blakeley Company for \$387.00, and Zangrille Plumbing Company for \$579.53, in payment for extra work on contracts in connection with P. W. A. projects, for the benefit of the City without previous authority of law.

Also

No. 3969. Resolution authorizing and directing the City Controller to

make the following transfers within the Bureau of Highways and Sewers, D. P. W.:

FROM CODE ACCOUNTS

1625	Miscellaneous, Cleaning	
	Highways -----	\$350.00
1647	Materials, Boardwalks &	
	Steps -----	500.00
		<hr/> \$850.00

TO CODE ACCOUNTS

1614	Miscellaneous Services, Sta-	
	bles & Yards-----	\$ 50.00
1615	Supplies, Stables & Yards	500.00
1649	Cinders, Slag and Freight	300.00
		<hr/> \$850.00

Also

No. 3970. Communication from the Department of Public Works advising of extra work required in the amount of \$45.00 for repainting signs on the River Avenue Viaduct Project No. Pa. 2132-F, Contract No. 7.

Which were severally read and referred to the Committee on Finance.

Also

No. 3971. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into an agreement with William C. Detzel permitting the City of Pittsburgh to dump and to dispose of street sweepings and other refuse delivered by vehicles of the Department of Public Works to a dump owned by William C. Detzel along Rodgers avenue in said City, and permitting the City of Pittsburgh to store materials and equipment thereon at a total charge of \$600.00 per year.

Also

No. 3972. Dunster Place Plan of Lots, 19th Ward, laid out by the Hampton Hall Improvement Company, and the dedication of Dunster street, LaMoine street and Effort way, as shown thereon for public use for highway purposes.

Also

No. 3973. An Ordinance approving Dunster Place Plan of Lots in the Nineteenth ward of the City of Pittsburgh, laid out by the Hampton Hall Improvement Company; accepting the dedication of Dunster street, LaMoine street and Effort way, as shown thereon for public use for highway purposes;

opening and naming the same, and establishing the grades on Dunster street and LaMoine street.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3974. An Ordinance providing for the letting of a contract or contracts for cleaning the walls, ceilings and woodwork of the Carnegie Free Library of Allegheny, including the auditorium, and providing for the payment thereof.

Which was read and referred to the Committee on Parks and Libraries.

Mr. Gallagher presented

No. 3975. Resolution authorizing and directing the City Controller to transfer \$2,700.00 from Code Account 1290-12, Supplies, Emergency Appropriation, to Code Account 1290-13, Materials.

Which was read and referred to the Committee on Finance.

Also

No. 3976. An Ordinance providing for the letting of a contract for the furnishing and delivery of one Combination Bus and Ambulance for the Pittsburgh City Home and Hospitals, Mayview, Pa., and providing for the payment thereof.

Which was read and referred to the Committee on Public Welfare.

Mr. Leonard presented

No. 3977. An Ordinance providing for the letting of a contract or contracts for the furnishing of traffic equipment for the Bureau of Traffic Planning, Department of Public Safety, and for the payment of the cost thereof.

Which was read and referred to the Committee on Public Safety.

Mr. McArdle presented

No. 3978. Communication from the Director of the Department of Public Health asking permission to attend a conference to be conducted by Dr. R. A. Vondelher, Deputy Surgeon General of the United States Public Health Service, in Memphis, Tennessee, November 19, 20 and 21, 1939.

Which was read and referred to the Committee on Finance.

Mr. Weir presented

No. 3979. Resolution authorizing and directing the City Controller to

make the following transfers within the code accounts of the Carnegie Free Library of Allegheny:

FROM CODE ACCOUNT NO.

1147 Salaries, Reg. Employees---	\$ 855.00
1147-1 Wages, Reg Employees----	765.00
1152 Repairs -----	380.00

\$2,000.00

TO CODE ACCOUNT NO.

1149 Miscellaneous Services ---\$2,000.00

Also

No. 3980. Resolution authorizing and directing the City Controller to make the following transfers within the code accounts of the Bureau of Parks:

FROM CODE ACCOUNT NO.

1798 Salaries, General Office---	\$ 31.00
1799 Miscellaneous Services----	1,403.00
1804 Salaries, Schenley Park---	495.00

\$1,929.00

TO CODE ACCOUNT NO.

1800 Supplies -----	\$1,403.00
1802 Repairs -----	31.00
1806 Wages, Temporary Schenley Park -----	495.00

\$1,929.00

Which were read and referred to the Committee on Finance.

Mr. Wolk presented

No. 3981. Communication from the Squirrel Hill Board of Trade, Lincoln Place Community Council, et al, relative to traffic hazards at the Hays borough end of the Glenwood bridge, and requesting a hearing thereon.

Which was read and referred to the Committee on Public Safety.

The Chair presented

No. 3982. Communication from the Director of the Department of Public Welfare requesting the issue and sale of an additional \$300,000.00 of short-term promissory notes to provide funds for food, clothing, fuel, etc.

Also

No. 3983. Resolution authorizing and directing the City Controller to transfer the sum of \$200.00 from Code Account 1102, Salaries, Regular Employees, to Code Account 1104, Supplies, Department of City Planning.

Which were read and referred to the Committee on Finance.

Also

No. 3984. Petition asking for elimination of dangerous traffic situation at the intersection of Maple terrace and Sycamore street.

Which was read and referred to the Committee on Public Safety.

REPORTS OF COMMITTEES

Mr. Demmler presented

No. 3985. Report of the Committee on Finance for November 8, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3922. An Ordinance entitled, "An Ordinance fixing the rate of interest at two and one-tenth (2 1/10%) per centum per annum on \$3,500,000.00 Refunding Bonds 1939, Series "D" and "E," which were sold October 31st, 1939, by authority of Ordinances Nos. 513 and 514, approved October 4, 1939."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Wotr
Garland	Wolk
(Mr. O'Toole, Pres't., not voting)	
Ayes 8. Noes none.	

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3925. An Ordinance entitled, "An Ordinance authorizing the City of Pittsburgh, for the purpose of

servicing the housing projects of the Housing Authority of the City of Pittsburgh, to cooperate with the said Housing Authority by purchasing and installing master water meters, valves and other necessary appurtenances thereto, by purchasing material and constructing the necessary vaults therefor, and providing for the payment thereof; prescribing a form of contract with the said Housing Authority with reference thereto, and authorizing the execution of said contract."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Weir
Garland	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3926. An Ordinance entitled, "An Ordinance charging to Construction Accounts of various Pa. Dockets established for carrying out the Public Works Administration program in the Department of Public Works, certain expenses incurred in connection with the sale of short term notes and bonds heretofore charged to and paid from regular Code Accounts of the City, and reimbursing the regular Code Accounts."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Weir
Garland	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3927. An Ordinance entitled, "An Ordinance authorizing the City Clerk to employ Louis H. Hartman to complete a W. P. A. project in the City Clerk's office, for a period not to exceed three months, beginning November 8, 1939, and providing for the payment thereof from Code Account 1003. Miscellaneous Services."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Weir
Garland	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3945. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of John M. Rice for \$1,820.15, for professional services rendered the City of Pittsburgh without previous authority of law."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Weir
Garland	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 1998. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of Sprague & Henwood, Inc., for \$2,141.10; Nardulli & Sons, Inc., for \$483.60; Schnable Co., for \$493.32; Wilson Auto Springs Co., for \$130.18; S. & R. Grinding Machine Co., for \$48.74; C. B. Collins Supply Co., for \$66.89; Rensselaer Valve Co., for \$29.17; Phillip Carey Co., for \$23.36; F. J. Allg, for \$41.50, and John W. Marino, for \$47.57, in payment of supplies and services furnished and extra work done on contracts for the benefit of the City, without previous authority of law."

In Finance Committee, November 8, 1939, bill read and amended in the preamble and Section 1 by striking out the

total amount "\$3,505.43" and by inserting in lieu thereof the total amount "\$1,322.83;" in Section 1 by striking out the items "Sprague and Henwood, Inc., \$2,141.10, B. F. Code Account 131-2" and "F. J. Allg, \$41.50, Repairs, C. A. 1617," and in the title by striking out the words "Sprague and Henwood, Inc., for \$2,141.10" and "F. J. Allg for \$41.50," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Weir
Garland	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 3885. Resolution authorizing and directing the Mayor to execute and deliver a deed conveying all the City's right, title and interest in and to a lot located on Middletown road, corner of Tyndall street, 28th Ward, to Reed B. Coyle for the sum of \$440.00, provided the purchase money

be paid within sixty days from the date hereof.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Weir
Garland	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3912. Resolution authorizing and directing the Mayor to execute and deliver a deed for all the City's right, title and interest in and to three lots located on Raymond street, 14th Ward, to Carl A. Samuelson for the sum of \$1,000.00, provided the purchase money be paid within sixty days from the date hereof.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Weir
Garland	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally

Also

Bill No. 3923. Resolution authorizing and empowering the City Solicitor, upon payment of \$195.00, to release from the lien of judgment entered on September 29, 1939, in suit of John H. Ward & Sons Company vs. City of Pittsburgh at No. 1768 April Term, 1932, in the Court of Common Pleas of Allegheny County, Pennsylvania (being appeal from an award of Viewers in re-grading, paving and curbing of Bennett street, at No. 1083 January Term, 1932, in said Court) a certain lot of ground situate in the 13th Ward on the northerly line of Batavia street, distant 65.82 feet northeastwardly from a point at the northeast corner of Bennett street and Wheeler street.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Weir
Garland	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3935. Resolution authorizing and directing the City Controller to make the following transfers within the code accounts of the Distribution Division, Bureau of Water, Department of Public Works:

FROM CODE ACCOUNT

1780 Wages, Temp. Laborers
(July to September) -----\$2,386 38

TO CODE ACCOUNT

1783	Miscellaneous Services	-----\$	286.38
1784	Supplies	-----	1,000.00
1785	Materials	-----	800.00
1788	Equipment and Machinery	-----	300.00

Total ----- \$2,386 38

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Weir
Garland	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3936. Resolution authorizing and directing the City Controller to transfer the sum of \$800.00 from Code Account No. 1773, Repairs, to Code Account No. 1771, Supplies, Mechanical Division, Bureau of Water, Department of Public Works.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Weir
Garland	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Evans presented

No. 3986. Report of the Committee on Public Works for November 8, 1939, transmitting a lot plan and sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3931. "Highland Village" Plan No. 1, 10th Ward, City of Pittsburgh, laid out by Stanton Homes, Inc., and the dedication of Price way, Camella street, Fairfield street and Simona drive, as shown thereon.

Which was read, accepted and approved by the following vote:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Weir
Garland	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 8. Noes none.

Also

Bill No. 3932. An Ordinance entitled, "An Ordinance approving the 'Highland Village' Plan No. 1, situate in the Tenth Ward of the City of Pittsburgh, as laid out by Stanton Homes, Inc.; accepting the dedication of Price way, Camella street, Fairfield street and Simona drive, as shown thereon, for public use for highway purposes; opening and naming the same, and establishing the grades thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Weir
Garland	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3745. An Ordinance entitled, "An Ordinance providing for contacts for furnishing labor, materials and/or services necessary for the construction, reconstruction, maintenance, repair and/or operation of buildings, structures, equipment, tools and other properties and their appurtenances, of the City of Pittsburgh in the custody of the Department of Public Works for the calendar year 1940, and providing for the payment of the costs thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Weir
Garland	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3930. An Ordinance entitled, "An Ordinance accepting the dedication of certain property of St. Peter's Church in the Fourth Ward of the City of Pittsburgh, for public use for highway purposes, for the widening of Forbes street, from Craft avenue to a point 155.48 feet eastwardly therefrom."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Weir
Garland	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3662. An Ordinance entitled, "An Ordinance widening portions of Forward avenue, from a point 129.53 feet west of the westerly terminus of the third curve east of Beechwood boulevard to a point 266.29 feet east of the easterly terminus of the same curve, and from a point 135.06 feet west of the westerly terminus of the fourth curve east of Beechwood boulevard to the easterly terminus of the fifth curve east of Beechwood boulevard, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Weir
Garland	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Wolk presented

No. 3987. Report of the Committee on Public Service and Surveys for November 8, 1939, transmitting two ordinances and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3715. An Ordinance entitled, "An Ordinance vacating a portion of Bigelow boulevard from a property line 93.0 feet east of Herron avenue to a property line 119.33 feet east of Hancock street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Weir
Garland	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly

of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3942. An Ordinance entitled, "An Ordinance refixing the width and position of the northerly sidewalk and roadway of Forbes street, from a point 70.0 feet west of Craft avenue to a point 155.48 feet east of Craft avenue."

Which was read

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Weir
Garland	Wolk

(Mr. O'Toole, Pres't., not voting)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3962. WHEREAS, Council has authorized John H. Smith, Utility Engineer, to make a mass transportation survey, and that work has progressed to the point where results of that survey are being computed; Therefore, be it

RESOLVED, That the Department of City Planning be directed to turn over to Mr. Smith, for his use, the remainder of the books and records of the Transit Commission for use in his work.

In Public Service and Surveys Committee, November 8, 1939, read and amended to read as follows:

WHEREAS, Council has authorized the Department of Law to make a mass transportation survey, and that work has progressed to the point where re-

sults of that survey are being computed; Therefore, be it

RESOLVED, That the Department of City Planning be directed to turn over to the Department of Law the remainder of the books and records of the Transit Commission for use in their work, and for such time as the Department of Law may desire," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read

Mr. Wolk moved

That the amendments of the Public Service and Surveys Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Weir
Garland	Wolk

(Mr. O'Toole, Pres't., not voting)
Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Weir asked why Bill No. 3941. An Ordinance granting A. L. Glick the right and privilege to construct, maintain and use a depressed curb entrance to his property in the southerly curb line of Bigelow boulevard, was not on the list.

The Clerk stated

That the Ordinance had been affirmed subject to report from the Better Traffic Committee, which had not been received, and also that the petitioner had failed to pay the advertising costs.

Mr. Garland moved

That the following members be excused for absence from Council and Committee meetings:

Mr. Demmler on October 9, 1939;
Mr. Evans on October 23, 1939;
Mr. McArdle on October 30, 1939;
Mr. O'Toole (Pres't) on October 23, 24, 25, 30, 31, November 1 and 8, 1939;
Mr. Weir on October 11, 17, 18, November 1, 1939;

Mr. Wolk on October 23, 1939.

Which motion prevailed.

Mr. Gallagher moved

That the Minutes of Council of Monday, November 6, 1939, be approved.

Which motion prevailed.

And upon motion of Mr. Gallagher.

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXIII

Monday, November 20, 1939

No. 51

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.President
EDW. W. LINDSAY.....City Clerk
JAS. W. PATTERSON Ass't City Clerk

Pittsburgh, Pa.

Monday, November 20, 1939.

Council met.

Present:—Messrs.

Demmler

Evans

Gallagher

Garland

Leonard

McArdle

Weir

Wolk

O'Toole, (Pres't)

PRESENTATIONS

Mr. Demmler presented

No. 3988. An Ordinance authorizing and directing the Mayor and the City Solicitor to make application to the National Youth Administration for the carrying out and completion of a project to remodel and refinish furniture in the Law Department, and providing for the payment of the City's share of the cost thereof.

Also

No. 3989. An Ordinance authorizing the execution of a lease to W. D. George, Thomas M. Benner and Thomas Fitzgerald, Trustees for Pittsburgh Railways Company, (Debtor under Section 77-B Bankruptcy Act) its successors and assigns, of the Machinery Hall and adjacent land and buildings, being a part of the Western Pennsylvania Exposition Society property.

Also

No. 3990. An Ordinance providing for contracts for furnishing labor, materials, and/or services necessary for the construction, reconstruction, maintenance, repair and/or operation of buildings, structures and other properties and their appurtenances of the City of Pittsburgh, in the custody of the Department of Lands and Buildings, for the calendar year 1940, and providing for payment of the cost thereof.

Also

No. 3991. An Ordinance authorizing and directing the leasing of a portion of No. 28 Fire Engine House, Filbert street, to the United States of America.

Also

No. 3992. Resolution authorizing and directing the City Controller to transfer the sum of \$1,200.00 from Code Account 1001, Salaries, Regular Employees, Council and City Clerk, to Code Account 1004, Newspaper Advertising, City Clerk.

Also

No. 3993. Resolution authorizing and directing the City Controller to transfer the sum of \$400.00 from Code Account No. 50, Election Expenses, to Code Account No. 1051, Equipment, Department of City Controller.

Also

No. 3994. Resolution authorizing and directing the City Controller to make the following transfers in the Department of Law:

FROM CODE ACCOUNTS

1075	Miscellaneous Services....	\$ 6,000.00
1080	Prep. & Pros. Litigation against Public Service companies	4,000.00

1085 Reorganization of Pittsburgh Railways Company 4,500.00

\$14,500.00

TO CODE ACCOUNTS

1076 Witness Fees ----- \$12,000.00

1078 Supplies ----- 2,500.00

\$14,500.00

Also

No. 3995. Resolution authorizing the issuing of a warrant in favor of William Nagel and Mary Nagel, his wife, in the sum of \$164.24, to reimburse them for the assessment erroneously levied against their property for the construction of the Line street sewer, and charging same to Code Account No. -----

Also

No. 3996. Resolution authorizing and directing the City Solicitor to receipt of record in the County Court of Allegheny County for all costs accruing to and due the City of Pittsburgh by reason of the suit entered against it at No. 234 of 1937 by Taylor Brothers Company, a corporation, for damages sustained to its property at 942-952 Penn avenue, by reason of an automobile crashing through a plate glass window of said company, allegedly because of a number of depressions in the street, provided the said Taylor Brothers enter upon the record a discontinuance of the aforementioned suit.

Also

No. 3997. Communication from the City Treasurer transmitting statement of collection of delinquent taxes for the periods November 1 to November 15, 1939, and January 1 to November 15, 1939; also statement of accounts of the City Solicitor.

Which were severally read and referred to the Committee on Finance.

Mr. Evans presented

No. 3998. An Ordinance amending portions of Section 1 of Ordinance No. 403, approved September 10, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of

the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes," as amended and supplemented.

Also

No. 3999. An Ordinance appropriating and setting aside the aggregate amount of \$66,456.25, for the payment of the cost for improvements to the public park and recreation, systems of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States.

Also

No. 4000. An Ordinance providing for a contract or contracts to be carried out as a Federal Works Agency, Public Works Administration project, for repaving and otherwise improving of Panther Hollow road in Schenley Park, Section II, from a point about 1960 feet west of Hobart street to Panther Hollow bridge, and for constructing and otherwise improving roadway connections to the approach to Wilmot Street bridge, and to View road, and including the construction of an under-pass and the reconstruction of a shelter house affected thereby, and providing for payment of the cost thereof from funds otherwise appropriated therefor.

Also

No. 4001. An Ordinance appropriating and setting aside the additional sum of \$1,897.44 from Bond Fund 132, Public Improvement Notes "B" 1937, for the payment of the City's share of the cost for completing the replacement of hot and cold water piping and electrical conduits in the City-County building.

Also

No. 4002. An Ordinance authorizing the issuance of a warrant in favor of John A. Galbreath in the sum of \$1,897.44 for payment of the City's share of the cost of extra work performed on Contract No. 7133 for the benefit of the City, without previous authority of law.

Also

No. 4003. An Ordinance authorizing the issuance of warrants in favor of Leebov Construction Company for \$12.56 and John Carson and Son

for \$1,501.17 in payment for extra work on contracts in connection with P. W. A. projects for the benefit of the City without previous authority of law.

Also

No. 4004. Resolution authorizing and directing the City Controller to make the following transfers within code accounts of the Department of Public Works:

FROM CODE ACCOUNTS

1506	Salaries, Chief Engineer's Office	\$1,790.00
1517	Equipment, Garage & Repair Shop	300.00
1579	Equipment, Bridge Repairs	150.00
1597-5	Equipment, Public Utilities	90.00
1598	Salaries, Deed Registry	242.00
1628	Repairs, Cleaning Highways	100.00
1775	Salaries, Distribution Division	500.00
		\$3,172.00

TO CODE ACCOUNTS

1515	Materials, Garage & Repair Shop	\$2,000.00
1516	Repairs, Garage & Repair Shop	1,124.00
1642	Cement Walks	48.00
		\$3,172.00

Also

No. 4005. Resolution authorizing and directing the City Controller to transfer the following within certain code accounts of the Bureau of Highways and Sewers, D. P. W.:

FROM CODE ACCOUNTS

1620-1	Salaries, Temporary Employees	\$4,000.00
1655	Salaries, Regular Employees	1,136.00
1657	Miscellaneous Services	1,900.00
1660	Repairs	900.00
1661	Equipment	500.00
		\$8,436.00

TO CODE ACCOUNTS

1629-1	Salaries, Temporary Employees	\$3,500.00
1635-2	Salaries, Temporary Employees	500.00

1655-1	Salaries, Temporary Employees	1,712.00
1656	Wages, Temporary Employees	1,224.00
1659	Materials	1,500.00
		\$8,436.00

Also

No. 4006. Communication from the Department of Public Works advising of extra work required in the amount of \$1,908.06 in connection with the construction of sewers at Ammon Playground Swimming Pool and Bath House, Contract No. 23, Project Pa. 1634-F.

Also

No. 4007. Communication from the Department of Public Works advising of extra work required in the amount of \$150.00 for the reconstruction of curb and sidewalks in connection with the repaving of Greenfield road, Contract No. 21, Docket No. Pa. 1616-F.

Which were severally read and referred to the Committee on Finance.

Also

No. 4008. An Ordinance providing for a contract or contracts for the reconstruction of a sewer on Goehring street, from a point at or near Vista street to the existing sewer on Itin street, and providing for the payment of the cost thereof.

Also

No. 4009. An Ordinance authorizing and directing the construction of a public sewer on the north sidewalk of Station street from a point about 110 feet east of North Highland avenue to the existing sewer on Station street at a point about 220 feet east of North Highland avenue, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 4010. An Ordinance authorizing and directing the construction of a public sewer on the west sidewalk of Kingwood street from a point about 850 feet south of Homehurst avenue to the existing sewer on the west sidewalk

of Kingwood street at a point about 400 feet south of Homehurst avenue, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 4011. An Ordinance authorizing and directing the construction of a public sewer on Cross street, from a point about 20 feet west of Strauss street to the existing sewer on Charles street, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from properties specially benefited thereby.

Also

No. 4012. Petition asking that further action be deferred on Bill No. 3971, An Ordinance authorizing an agreement with Wm. C. Detzel for the dumping of street sweepings, etc., on his property along Rodgers avenue, 26th Ward, until a hearing is granted.

Also

No. 4013. Communication from S. J. Moyer, 1041 Lawndale street, relative to the condition of the street.

Which were severally read and referred to the Committee on Public Works.

Mr. Gallagher presented

No. 4014. An Ordinance amending Ordinance No. 83, entitled, "An Ordinance providing for a contract or contracts for remodeling and reconstruction of No. 11 Engine House, situate at Ninth and Bingham streets in the 17th Ward of the City of Pittsburgh, in an amount not exceeding Twelve Thousand (\$12,000.00) Dollars, and for the payment of the cost thereof," which became a law February 28, 1938.

Also

No. 4015. An Ordinance appropriating the sum of \$232,500.00 from Bond Fund No. -----, Public Welfare Relief Notes, for the purpose of providing food, clothing, fuel, shelter, light, etc., and otherwise assisting residents

of the City of Pittsburgh who are without adequate means of support.

Also

No. 4016. Resolution directing the Department of Assessors to exonerate City taxes for the year 1940 assessed against the tract of land owned by John Marloff, fronting on Whited street and Milan avenue, which has been used for some years and is now being used and occupied by the City as a playground.

Which were severally read and referred to the Committee on Finance.

Mr. Leonard presented

No. 4017. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of 6 automobiles, 1 panel truck patrol wagon and 10 motorcycles with side cars for the Bureau of Police, Department of Public Safety, and providing for the payment thereof.

Which was read and referred to the Committee on Public Safety.

Mr. McArdle presented

No. 4018. An Ordinance authorizing, empowering and directing the Director of the Department of Public Works to assume the supervision of all work required to complete the construction and equipment of the Municipal Hospital now being carried out under Docket Pa. 2218-F and the supervision of the construction of new buildings and additions and alterations to existing buildings of the Leech Farm Tuberculosis Sanatorium, Docket Pa. 2154-F; to conduct all necessary proceedings in connection therewith, and authorizing and directing the City Controller to countersign warrants for payment of all expenditures from City and Federal funds incurred in connection therewith only upon pay rolls and estimates approved by the Director of the Department of Public Works out of funds made available for payment of the costs and expenses incurred in carrying out said improvement.

Also

No. 4019. An Ordinance authorizing the issuance of a warrant in favor of the Navarro Corporation for \$11,359.30 in payment for extra work done on contract in connection with a P. W. A. project for the benefit of the City, in accordance with authority

granted by Resolution No. 99, approved August 14, 1939.

Also

No. 4020. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Welfare to carry out and complete a Housekeeping Aid project in conjunction with the Federal Work Projects Administration, to provide employment for needy persons for assistance in housework, care of children and simple home care of the sick in the homes of the needy, and authorizing the payment of such cost as may not be assumed by the Federal Work Projects Administration, and setting aside the sum of \$4,000.00 from Bond Fund No. 138, Public Welfare Relief Bonds, Series 1938.

Which were severally read and referred to the Committee on Finance.

Also

No. 4021. Petition for the construction of a boardwalk on Waite street, from Spring street to Rahe street, 18th Ward.

Which was read and referred to the Committee on Public Works.

Mr. Weir presented

No. 4022. Resolution authorizing the Mayor, for and in behalf of the City of Pittsburgh, to accept a two-story log and frame dwelling of historical interest situate on Lots Nos. 5 and 6 in the Clearview Manor Plan No. 1, Baldwin township, Allegheny County, from Mirrell M. Knabe and Gladwyn C. Knabe.

Which was read and referred to the Committee on Parks and Libraries.

Mr. Wolk presented

No. 4023. An Ordinance amending Section 7 of Ordinance No. 432, entitled, "An Ordinance granting unto the Allis-Chalmers Manufacturing Company, its successors and assigns, the right to construct, maintain and use three standard gauge track sidings in the 21st Ward, Pittsburgh, Penna.", approved August 14, 1939.

Also

No. 4024. An Ordinance reflexing the width and position of the sidewalks and roadway of Broadway, from Fallowfield avenue to Neeld avenue; re-establishing the grade thereof from

Fallowfield avenue to Hampshire avenue, and re-establishing the grade of the northerly curb line thereof, from a point 128.22 feet east of Boustead street to Crosby avenue.

Also

No. 4025. Communication from the Department of Public Works relative to its refusal to prepare an ordinance for the vacation of Bricelyn street, from Kilmer street to westerly line of the Marian Place Plan at Foch way, in accordance with petition for same.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 4026. Communication from George Seibel, Director, Carnegie Free Library of Allegheny, asking that the cleaners, janitors and engineer, now under the jurisdiction of the Department of Lands and Buildings, be returned to the control of the library head.

Also

No. 4027. Communication from the Jewish War Veterans of the United States, Pittsburgh Post No. 49, asking payment of expenses for 1939 Memorial Day services in the amount of \$194.50.

Also

No. 4028. Communication from Paul Tunnell, 5441 Aylesboro avenue, protesting against any increase in taxes for 1940.

Also

No. 4029. Communication from Ernest G. Scott, Pennsylvania Federation of the Blind, Pittsburgh Branch, Bellevue, Pa., relative to the annual appropriation to the Pennsylvania Association for the Blind.

Also

No. 4030. Communication from Mrs. Lillian M. Williams relative to delinquent taxes on property on Vodeli street.

Also

No. 4031. Communication from Oliver Burtnett, 1311 Sandusky street, formerly employed as a laborer at the North Side Market, relative to two weeks' vacation which he did not receive in 1939.

Which were severally read and referred to the Committee on Finance.

Also

No. 4032. Communication from The Brighton Community Club requesting the improvement of McClure avenue, from Benton avenue to Viruth street, and Viruth street, from Brighton road to Benton avenue, as W. P. A. projects.

Also

No. 4033. Communication from the Ohio Valley General Hospital, McKees Rocks, Pa., requesting several loads of used bricks.

Also

No. 4034. Petition requesting the planting of trees at various locations on Jancey street and Duffield street.

Which were severally read and referred to the Committee on Public Works.

Also

No. 4035. Communication from Miss Isabella Young, 5735 McCandless avenue, relative to the dense yellow smoke over the Stanton Heights section.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 4036. Communication from W. C. Ebert asking that the water pressure be increased at his property, 6801 Penn avenue.

Which was read and referred to the Committee on Filtration and Water.

REPORTS OF COMMITTEES

Mr. Demmler presented

No. 4037. Report of the Committee on Finance for November 14, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3966. An Ordinance entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$178,588.50 for the payment of the cost for improvements to the public highway, bridge and viaduct, water, park and recreation systems of the City, in the Department of Public Works, from the proceeds of grants of funds

of the Government of the United States."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evané	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3967. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of John F. Casey Company in the sum of \$1,952.23 in payment for delivery of blockstones from the Water Street Improvement, P. W. A. project, (with the County of Allegheny) to City Yard at 29th and Railroad streets, for the benefit of the City, without previous authority of law."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole (Pres't).
Leonard	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3968. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of Marmins Construction Company for \$82.97, Moss and Blakeley Company for \$387.00 and Zangrille Plumbing Company for \$579.53, in payment for extra work on contracts in connection with P. W. A. projects for the benefit of the City, without previous authority of law."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole. (Pres't)
Leonard	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3969. Resolution authorizing and directing the City Controller to transfer the following sums, amounting in the aggregate to \$850.00

from and to certain code accounts in the Bureau of Highways and Sewers, D. P. W.:

FROM CODE ACCOUNT NOS.

1625	Miscellaneous Services, Cleaning Highways.....	\$350.00
1647	Materials, Boardwalks and Steps	500.00
		<hr/> \$850.00

TO CODE ACCOUNT NOS.

1614	Miscellaneous Services, Stables and Yards.....	\$ 50.00
1615	Supplies, Stables and Yards	500.00
1649	Cinders, Slag and Freight..	300.00
		<hr/> \$850.00

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't).
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3975. Resolution authorizing and directing the City Controller to transfer \$2,700.00 from Code Account 1290-12, Supplies, Emergency Appropriation, to Code Account 1290-13, Materials, Department of Public Welfare.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and

third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3980. Resolution authorizing and directing the City Controller to transfer the following within code accounts of the Bureau of Parks, Department of Public Works:

FROM CODE ACCOUNT NOS.

1798 Salaries, General Office...	\$ 31.00
1799 Miscellaneous Services...	1,403.00
1804 Salaries, Schenley Park...	495.00
	<hr/>
	\$1,929.00

TO CODE ACCOUNT NOS.

1800 Supplies	\$1,403.00
1802 Repairs	31.00
1806 Wages, Temporary, Schenley Park	495.00
	<hr/>
	\$1,929.00

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3983. Resolution authorizing and directing the City Controller to transfer the sum of \$200.00 from Code Account No. 1102, Salaries, Regular Employees, to Code Account No. 1104, Supplies, Department of City Planning.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3938. Resolution authorizing and directing the City Controller to transfer the sum of \$1,000.00 to Code Account 1251, Miscellaneous Services, Bureau of Inspection, Department of Public Health, as follows:

FROM CODE ACCOUNT NOS.

1218 Misc. Services, Div. Transmissible Diseases	\$200.00
1231 Supplies, Tuberculosis Hospital	500.00
1246 Supplies, Bureau of Child Welfare	300.00

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3963. Resolution authorizing and directing the Delinquent Tax Collector to issue his receipt in full payment of that portion of the water bill of the Pittsburgh Laundries, Inc., for the second quarter of 1939, on property at 2017 Wyandotte street, 5th Ward, in accordance with adjustment with Board of Water Assessors, upon payment to him of \$1,397.64.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Evans presented

No. 4038. Report of the Committee on Public Works, for November 14, 1939, transmitting a lot plan and several ordinances to Council.

Which was read, received and filed.

Also

Bill No. 3972. Dunster Place Plan of Lots, laid out by Hampton Hall Improvement Company, and the dedication of Dunster street, LaMoine street and Effort way, as shown thereon.

Which was read.

Also

Bill No. 3973. An Ordinance entitled, "An Ordinance approving Dunster Place Plan of Lots, in the Nineteenth Ward of the City of Pittsburgh, laid out by the Hampton Hall Improvement Company; accepting the dedication of Dunster street, LaMoine street and Effort way, as shown thereon for public use for highway purposes; opening and naming the same, and establishing the grades on Dunster street and LaMoine street."

Which was read.

Mr. Evans also presented

No. 4039.

November 17, 1939.

President and Members,

City Council,

Pittsburgh, Pa.

In Re: Bill No. 3972.

Gentlemen:

At a meeting of the Public Works Committee held November 14, 1939, Bill No. 3972, an Ordinance accepting the dedication of Dunster street, LaMoine street and Effort way was affirmatively recommended, subject to a report from the Budget Controller:

"As to whether any delinquent taxes are assessed against the property included within the lines of the streets proposed to be dedicated for public use."

The Dunster Place Plan of Lots as laid out by Hampton Hall Improvement Company, 19th Ward, is a part of a Plot of 63 acres, of which approximately one acre is included within the lines of the streets proposed to be dedicated for public use.

The total City and School delinquent taxes assessed against this property of 63 acres from 1932 to 1939, inclusive, is \$21,352.98 divided as follows:

City (Land)	\$13,570.44
City (Building)	164.91
School	7,617.63

\$21,352.98

This does not include penalties and interest.

Since the streets proposed to be dedicated are a part of the 63 acres upon which delinquent taxes are assessed in the sum of \$21,352.98, these dedications

are encumbered by part of this delinquent tax.

Respectfully yours,

RICHARD NEFF,

Budget Controller.

Which was read and referred to the Committee on Public Works.

Mr. Evans moved

That Bill Nos. 3972 and 3973 be recommitted to the Committee on Public Works.

Which motion prevailed.

Also

Bill No. 3971. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into an agreement with William C. Detzel permitting the City of Pittsburgh to dump and to dispose of street sweepings and other refuse delivered by vehicles of the Department of Public Works to a dump owned by William C. Detzel along Rodgers avenue in said City, and permitting the City of Pittsburgh to store materials and equipment thereon at a total charge of \$600.00 per year."

In Public Works Committee, November 14, 1939, bill read and amended in Section 6 and Section 8 as shown in red, and in the title by striking out the words "total charge of \$600.00 per year" and by inserting in lieu thereof the words "rental of \$50.00 per month, payable monthly, for a period of one year commencing December 1st, 1939," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the bill be recommitted to the Committee on Public Works for a hearing.

Which motion prevailed.

The Chair stated

That the hearing would be held on Wednesday, November 22, 1939, at 2:30 p. m.

Also, with an affirmative recommendation.

Bill No. 3746. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Marlborough road, from the end of the present pavement, distant about 592 feet easterly from Wightman street

to its easterly terminus, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes, to be carried out with aid furnished by the Federal Works Progress Administration, its successor or successors, and providing that the costs not borne by the Federal Works Progress Administration, its successor or successors, and the damages and expenses of the same be assessed against and collected from property especially benefited thereby."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole. (Pres't)
Leonard	

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Wolk presented

No. 4040. Report of the Committee on Public Service and Surveys for November 8, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also

Bill No. 3941. An Ordinance entitled, "An Ordinance granting unto A. L. Glick the right and privilege to construct, maintain and use a depressed curb entrance to his property in the southerly curb line of Bigelow boulevard, Sixth Ward, Pittsburgh, Pa.

24 feet in excess of the legal length of 36 feet established by Ordinance No. 169, approved July 15, 1933."

In Committee on Public Service and Surveys, Nov. 8, 1939, Bill read and ordered to be returned to Council with an affirmative recommendation, subject to report from Bureau of Traffic Planning.

Which was read.

Mr. Weir moved

That further action on the bill be indefinitely postponed.

Which motion prevailed.

Mr. Leonard presented

No. 4041. Report of the Committee on Public Safety for November 14, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3977. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of traffic equipment for the Bureau of Traffic Planning, Department of Public Safety, and for the payment of the cost thereof."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Gallagher presented

No. 4042. Report of the Committee on Public Welfare for November 14, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3976. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of one Combination Bus and Ambulance for the Pittsburgh City Home and Hospitals, Mayview, Pa., and providing for the payment thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

The Chair presented

No. 4043.

Pittsburgh, Pa.
November 20, 1939.

President and Members
The City Council,
City of Pittsburgh.

Gentlemen:

I have this day appointed, subject to your confirmation, Mr. Elmer J. Holland of 2721 Shelly street, 16th Ward,

Pittsburgh, Pa., as Police Magistrate of
the City of Pittsburgh.

Very truly yours,
CORNELIUS D. SCULLY,
Mayor.

Which was read.

Mr. Gallagher moved

That the communication be
referred to the Committee on Public
Safety.

Which motion prevailed.

Mr. Weir moved

That the Minutes of Council of
Monday, November 13, 1939, be ap-
proved.

Which motion prevailed.

And upon motion of Mr. Leonard

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Monday, November 27, 1939

No. 52

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON...Ass't City Clerk

Pittsburgh, Pa.

Monday, November 27, 1939.

Council met.

Present:—Messrs.

Demmler

Evans

Gallagher

Garland

Leonard

McArdle

Weir

Wolk

O'Toole, (Pres't)

PRESENTATIONS

Mr. Demmler presented

No. 4044. Resolution authorizing and directing the City Solicitor to agree to the entry of judgment against the City of Pittsburgh in favor of Rebecca Sobel in the sum of \$350.00, in a suit pending in the Court of Common Pleas at No. 540 January Term, 1937, on condition that the plaintiff shall agree to the entry of said judgment and the acceptance of same, as complete satisfaction of all claims against the City in the aforesaid proceedings, for personal injuries sustained to Rebecca Sobel on April 3, 1936, on the sidewalk at the southeast corner of Bryant and St. Clair streets, Pittsburgh.

Also

No. 4045. Resolution authoriz-

ing the issuing of a warrant in favor of Hosack, Speck, Conniff and Wood in the sum of \$171.53 for services in securing refunds of Federal taxes in the amount of \$343.07, 50% of which is their fee under the terms of Ordinance No. 316, directing their employment, approved November 16, 1935, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 4046. Resolution authorizing and directing the City Controller to transfer the sum of \$285.00 from Code Account No. 1101-1, Equipment, to Code Account No. 1100, Miscellaneous Services, Civil Service Commission.

Also

No. 4047. Resolution authorizing the issuing of a warrant in favor of the Jewish War Veterans Post No. 49 in the sum of \$194.50 in full payment for expenses incurred for the celebration of Memorial Day for the year 1939, and charging same to Code Account 42, Contingent Fund.

Also

No. 4048. Communication from the Mayor transmitting letter received from B. J. VanIngen & Co., Inc., in lieu of previous letter from this Company, containing modifications suggested as a result of the conference in connection with the proposed new water supply system for the City.

Also

No. 4049. Communication from the United States Navy Veterans, Pittsburgh Ship No. 1, requesting an appropriation for 1940 for its annual Memorial Day Services at the Point.

Which were severally read and referred to the Committee on Finance.

Mr. Evans presented

No. 4050. Resolution authorizing the Mayor and the Director of the

Department of Public Works to file an amendatory application for additional grant from the Federal Works Agency, Public Works Administration, for the completion of alterations and additions to the Tuberculosis Sanatorium at Leech Farm, and including the necessary equipment therefor, at a total increased cost of \$335,000.00, and directing that the proper Federal officials be informed that the Committee on Finance consists of all the members of City Council.

Also

No. 4051. An Ordinance authorizing a contract or contracts to be carried out as a Federal Works Agency, Public Works Administration project, for providing equipment delivered to the Cowley-Goettman Playground Bath and Field House, and for the payment of the cost thereof from funds otherwise appropriated therefor.

Also

No. 4052. An Ordinance amending a portion of Section 1 of Ordinance No. 411, approved August 14, 1939, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Works Agency, Public Works Administration projects, for certain improvements to the public highway, sewerage, drainage, bridges and viaducts, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor," as amended and supplemented.

Also

No. 4053. Resolution authorizing and directing the City Controller to transfer sums listed below, all within the Code Accounts of the Department of Public Works.

FROM CODE ACCOUNT NO.

Bureau of Engineering

1532	—Materials	\$ 100.00
1533	—Repairs	100.00
1535	—Curb & Grade Pins	31.00
1537	—Standards & Specifications	75.00
1581	—Misc. Services, Bridge Repainting	200.00
1597-1	—Salaries, Public Utilities	1,000.00
1597-3	—Supplies, Public Utilities	200.00

\$1,708.00

Bureau of Tests

1947	—Equipment	\$ 800.00
		\$2,508.00

TO CODE ACCOUNT NO.

Bureau of Engineering

1529	—Salaries	\$1,031.00
1530	—Misc. Services	75.00
1531	—Supplies	400.00
1573	—Wages, Bridge Repairs	1,000.00
		\$2,508.00

No. 4054. Resolution authorizing and directing the City Controller to transfer the following sums amounting in the aggregate to \$1,314.11, from and to certain code accounts within the Bureau of Highways and Sewers, and Division of Garage and Repair Shop, D. P. W.

FROM CODE ACCOUNTS:

1604	—Miscellaneous Services— General Office	\$ 90.00
1605	—Supplies — General Office	71.81
1611	—Supplies — Division Offices	8.55
1616	—Materials—Stables and Yards	138.16
1618	—Equipment — Stables and Yards	20.00
1629	—Equipment — Cleaning Highways	100.00
1634	—Miscellaneous Services— Repairing Highways	40.00
1635	—Materials — Repairing Highways	125.00
1635-1	—Equipment — Repairing Highways	185.52
1640	—Supplies—Cleaning and Repairing Sewers and Sewer Drops	24.57
1641	—Materials—Cleaning and Repairing Sewers and Sewer Drops	4.01
1641-1	—Equipment — Cleaning and Repairing Sewers and Sewer Drops	131.92
1647	—Materials — Boardwalks and Steps	348.24
1648	—Equipment — Board- walks and Steps	3.65
1651	—Materials — Platforms and Stands	24.68
		\$1,314.11

TO CODE ACCOUNTS:

1514	—Supplies — Division of Garage & Repair Shop—	\$1,024.11
1610	—Miscellaneous Services— Division Offices ————	200.00
1617	—Repairs — Stables and Yards —————	90.00
		<u>\$1,314.11</u>

Also

No. 4055. Communication from the Department of Public Works advising of extra work required in the amount of \$591.00 for drainage work in connection with Project No. Pa. 1649-F, Contract No. 5, Highland Park Zoo, Cat Cages.

Also

No. 4056. Communication from the Department of Public Works advising of extra work required in the amount of \$555.00 for installation of roof covering on Project No. Pa. 1649-F, Contract No. 13, General, Highland Park Zoo, Reptile and Monkey Corridor.

Which were severally read and referred to the Committee on Finance.

Also

No. 4057. An Ordinance accepting the grading, paving and curbing of Penham place, from South Dallas avenue to its westerly terminus, and Penham lane, from Penham place to its southerly terminus.

Also

No. 4058. An Ordinance Amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—O—E30, by (a) changing from an "A" Residence, One Hundred Foot and Fourth Area District to a Commercial, Forty-Five Foot and Second Area District, all that certain property bounded by Forward avenue; the easterly line of the present Commercial District at the north corner of Forward avenue and Saline street and same extended; a line parallel with and distant 175 feet northwestwardly from Forward avenue; the rear lines of properties having frontage on Pocusset street; the northeasterly line of property, now or late of H. Cornman; a line parallel with and distant 75 feet southwardly from Pocusset street; the westerly line of property, now or late, of Gra-Co., Inc.; a line parallel with and distant 60 feet southwardly from Pocusset

street; and the line of the present Commercial District southwest of Murray avenue; (b) changing from a Third Area to a Second Area District, all that certain property at the north corner of Saline street and Forward avenue, having a total frontage of 290.65 feet, which extends from the property line 101.98 feet west of the point of curve on Saline street to the property line 91.17 feet east of the point of tangent on Forward avenue, and a uniform depth of 125 feet; (c) including within the "B" Residence, Thirty-five Foot and First Area District all that certain property, now classified "A" Residence, One Hundred Foot and Fourth Area District, bounded by the line of the present "B" Residence District south of Pocusset street; a line parallel with and distant 175 feet northwestwardly from Forward avenue; the southwest-erly line of property, now or late, of D. West; and, the northerly lines of the present Commercial District at the north corner of Forward avenue and Saline street; (d) changing from an "A" Residence, One Hundred Foot and Fourth Area District to a "B" Residence, Thirty-five Foot and Second Area District, all that certain property bounded by Pocusset street; the line of the present Commercial District southwest of Murray avenue; a line parallel with and distant 60 feet southwardly from Pocusset street; the west-erly line of property, now or late, of the Gra-Co., Inc.; a line parallel with and distant 75 feet southeastwardly from Pocusset street and, the north-easterly line of property, now or late, of H. Cornman; (e) changing from a One Hundred Foot and Fourth Area District to a Thirty-five Foot and Third Area District, all that certain property bounded by Pocusset street; Murray avenue; Forward avenue and a line perpendicular to Pocusset street and distant 225 feet westwardly along the southerly side of Pocusset street from Murray avenue; (f) changing from a Fourth Area District to a Third Area District, all that certain property bound-ed by Forward avenue; Murray avenue and, the southwesterly line of property, now or late, of M. Donlan, et al.; (g) changing from a One Hundred Foot and Fourth Area District to a Forty-five Foot and Second Area District, all that certain property bounded by Mur-

ray avenue; Saline street; Forward avenue and the southwesterly line of property, now or late, of M. Donlan, et al.

Also

No. 4059. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, by adding a new Section, 13-B, providing for the establishment, erection or enlargement of a Funeral Home in an "A" Residence District under certain conditions.

Also

No. 4060. Communication from Mrs. Clara S. Herman, 6414 Decker avenue, Los Angeles, Calif., relative to the storing of cinders on her property on Nelson Run road.

Which were severally read and referred to the Committee on Public Works.

Also

No. 4061. Petition urging confirmation of the appointment of Elmer J. Holland as Police Magistrate.

Which was read and referred to the Committee on Public Safety.

Mr. Gallagher presented

No. 4062. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of ----- and providing for the issue and sale of bonds of said City in said amount to provide funds for the following purpose, viz: Providing food, clothing, fuel and shelter for and otherwise assisting residents of the City of Pittsburgh who are without adequate means of support, and providing for the redemption of said bonds and the payment of interest thereon.

Which was read and referred to the Committee on Finance.

Mr. Leonard presented

No. 4063. Resolution authorizing and directing the City Controller to transfer the sum of \$2,000.00 from Code Account No. 1414, Supplies, to Code Account No. 1412, Wages, Regular Employees, Division of Garage and Repair Shop, Department of Public Safety.

Which was read and referred to the Committee on Finance.

Also

No. 4064. An Ordinance amending a portion of Section 1 of Ordinance

No. 644, approved November 9, 1939, entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of two 3-way multiversal portable deluge nozzles for the Department of Public Safety, and providing for the payment thereof."

Which was read and referred to the Committee on Public Safety.

Mr. McArdle presented

No. 4065. An Ordinance amending Section 1 and the title of Ordinance No. 568, approved December 6, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as a Federal Emergency Administration of Public Works project for the construction of hospital buildings, alterations and additions to existing hospital buildings and the construction of a new boiler house or heating plant at Leech Farm Tuberculosis Sanatorium, including necessary equipment, reconstruction of utilities and improvement to grounds."

Also

No. 4066. An Ordinance authorizing the issuance of a warrant in favor of C. K. Koontz Equipment Co., Pittsburgh, Pa., for \$27.90, in payment for repairs made to equipment borrowed from the Fire Department in connection with contract at the New Municipal Hospital, P. W. A. Docket No. Pa. 2218-F, for the benefit of the City without previous authority of law.

Also

No. 4067. Resolution authorizing and directing the City Controller to transfer the sum of \$1,000.00 from Code Account 1231, Supplies, Tuberculosis Hospital, to Code Account 1251, Miscellaneous Services, Bureau of Inspection, Department of Public Health.

Which were severally read and referred to the Committee on Finance.

Mr. Wolk presented

No. 4068. An Ordinance amending Sections 3 and 4 of Ordinance No. 646, approved November 9, 1939, entitled, "An Ordinance granting unto the Mt. Washington Street Railway Company, its successors, lessees and assigns, the right to enter upon, use and occupy Broadway, between Neeld avenue and Fallowfield avenue, Nine-

teenth ward, and to cross all streets intersecting that part of Broadway, for the purpose of connecting its tracks upon what was formerly its private right-of-way to tracks now being operated under existing franchises."

Which was read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 4069. An Ordinance providing for a contract or contracts for the purchase of vehicular equipment to be used in connection with the collection, disposal and final disposition of garbage and household refuse in the City of Pittsburgh.

Also

No. 4070. An Ordinance appropriating and setting aside the aggregate sum of Ninety-eight Thousand (\$98,000.00) Dollars in the Department of Public Works from Bond Fund No. 119, Incinerator Bonds, 1934, for constructing and equipping a garage for use in connection with the incineration of garbage and household refuse at the Municipal Incinerator on City-owned property fronting on and extending westwardly from 29th Street, between the Allegheny river and Railroad street, including engineering and other necessary expenses.

Also

No. 4071. An Ordinance providing for a contract or contracts for constructing a garage for use in connection with incineration of garbage and household refuse at the Municipal Incinerator on the river end of City-owned property fronting on and extending westwardly from 29th Street, between the Allegheny river and Railroad street, and including equipment to be installed therein, and providing for the payment of the cost thereof.

Also

No. 4072. An Ordinance providing for a contract or contracts for the collection of garbage and household refuse and/or garbage and rubbish within the City of Pittsburgh, and the depositing or disposing of the same for the period of two calendar months, beginning January 1, 1940, with options to extend the contract or contracts, and providing for the payment of the cost thereof.

Also

No. 4073. Resolution authorizing and directing the City Controller to transfer the sum of \$1,000.00 from Code Account No. 1141, Miscellaneous Services, Board of Water Assessors, to Code Account No. 1140, Salaries, Regular Employees.

Also

No. 4074. Communication from the Allegheny County Board of Commissioners transmitting summary of billings made by the County Controller on behalf of the County of Allegheny against the City of Pittsburgh Institution District for maintenance of foster children and clothing allowance for the years 1938 and 1939 and an estimate of billings for 1940, in the total amount of \$938,534.92.

Also

No. 4075. Communication from the Pittsburgh Central Labor Union transmitting copy of resolution adopted by that body opposing the proposed ordinance regulating and licensing parking lots.

Also

No. 4076. Communication from the International Association of Machinists, Lodge No. 52, relative to the current rate of pay for welders on any machinist work.

Also

No. 4077. Communication from the 107th Field Artillery requesting the restoration of the former appropriation of \$500.00 for each of its ten units in the Pennsylvania National Guard for 1940.

Also

No. 4078. Communication from the 176th Field Artillery (18th Inf. P. N. G.) requesting an appropriation of \$500.00 for each of its seventeen National Guard units for 1940.

Also

No. 4079. Communication from the Law Department transmitting report analyzing compensation obligations arising during the month of October in the various departments.

Which were severally read and referred to the Committee on Finance.

Also

No. 4080. Petition for the completion of the W. P. A. project on Lunar way.

Also

No. 4081. Communication from Anthony R. White relative to a faulty sewer line on the property of Michael Davin at 614 Mayville street.

Which were read and referred to the Committee on Public Works.

Also

No. 4082. Communication from the Pittsburgh Central Labor Union urging opposition to the applications of Bamford Bros. and Deere Bros., Dockets A22300, Folder 6, and 23641, Folder 5, respectively, before the Public Utility Commission, for increased bus service.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 4083. Communication from the William Thaw Council No. 396, Order of Independent Americans, requesting the erection of a flag pole in Ober park, North Side.

Which was read and referred to the Committee on Parks and Libraries.

Also

No. 4084. Communications from Lester F. Peifer, Stanley Przybec, James E. Conley, et al, urging the confirmation of the appointment of Elmer J. Holland as Police Magistrate.

Which was read and referred to the Committee on Public Safety.

REPORTS OF COMMITTEES

Mr. Demmler presented

No. 4085. Report of the Committee on Finance for November 21, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3944. An Ordinance entitled, "An Ordinance authorizing the leasing to the South Side Market House Association the first floor of the South Side Market House."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Evans

Gallagher

Garland

Leonard

McArdle

Weir

Wolk

O'Toole, (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3989. An Ordinance entitled, "An Ordinance authorizing the execution of a lease to W. D. George, Thomas M. Benner, and Thomas Fitzgerald, Trustees for Pittsburgh Railways Company (Debtor under Section 77-B Bankruptcy Act), its successors and assigns, of the Machinery Hall and adjacent land and buildings, being a part of the Western Pennsylvania Exposition Society property."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Evans

Gallagher

Garland

Leonard

McArdle

Weir

Wolk

O'Toole, (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3998. An Ordinance entitled, "An Ordinance amending portions of Section 1 of Ordinance No. 403, approved September 10, 1938, entitled, 'An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes', as amended and supplemented."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't).
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3999. An Ordinance entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$66,456.25, for the payment of the cost for improvement to the public park and recreation systems of the City, in the Department of Public

Works, from the proceeds of grants of funds of the Government of the United States."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4000. An Ordinance entitled, "An Ordinance providing for a contract or contracts to be carried out as a Federal Works Agency, Public Works Administration project, for repaving and otherwise improving of Panther Hollow road in Schenley Park, Section II, from a point about 1960 feet west of Hobart street to Panther Hollow Bridge, and for constructing and otherwise improving roadway connections to the approach to Wilmot Street Bridge, and to View road, and including the construction of an underpass and the reconstruction of a shelter house affected thereby, and providing for payment of the cost thereof from funds otherwise appropriated therefor."

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.	
Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4001. An Ordinance entitled, "An Ordinance appropriating and setting aside the additional sum of \$1,897.44 from Bond Fund 132, Public Improvement Notes 'B' 1937, for the payment of the City's share of the cost for completing the replacement of hot and cold water piping and electrical conduits in the City-County Building."

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.	
Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't).
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4014. An Ordinance entitled, "An Ordinance amending Ordinance No. 83, entitled, 'An Ordinance providing for a contract or contracts for remodeling and reconstruction of No. 11 Engine House, situate at Ninth and Bingham streets in the 17th Ward of the City of Pittsburgh in an amount not exceeding Twelve Thousand (\$12,000.00) Dollars, and for the payment of the cost thereof,' which became a law February 28, 1938."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.	
Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't).
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4018. An Ordinance entitled, "An Ordinance authorizing, empowering and directing the Director of the Department of Public Works to assume the supervision of all work required to complete the construction and equipment of the Municipal Hospital now being carried out under Docket Pa. 2218-F, and the supervision of the construction of new buildings and additions and alterations to existing buildings of the Leech Farm Tuberculosis Sanitarium, Docket Pa. 2154-F; to conduct all necessary proceedings in connection therewith, and authorizing and directing the City Controller to coun-

tersign warrants for payment of all expenditures from City and Federal funds incurred in connection therewith only upon payrolls and estimates approved by the Director of the Department of Public Works, out of funds made available for payment of the costs and expenses incurred in carrying out said improvement."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole. (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4020. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Welfare to carry out and complete a Housekeeping Aid project in conjunction with the Federal Work Projects Administration, to provide employment for needy persons for assistance in housework, care of children and simple home care of the sick in the homes of the needy, and authorizing the payment of such cost as may not be assumed by the Federal Work Projects Administration, and setting aside the sum of \$4,000.00 from Bond Fund No. 138, Public Welfare Relief Bonds, Series 1938."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole. (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4002. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of John A. Galbreath in the sum of \$1,897.44 for payment of the City's share of the cost of extra work performed on Contract No. 7133 for the benefit of the City without previous authority of law."

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole. (Pres't)
Leonard	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 4003. An Ordinance entitled, 'An Ordinance authorizing the issuance of warrants in favor of Leebov Construction Company for \$12.56 and John Carson and Son for \$1,501.17 in payment for extra work on contracts in connection with P. W. A. projects for the benefit of the City without previous authority of law.'

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 4019. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the Navarro Corporation for \$11,359.30 in payment for extra work done on contract in connection with a P. W. A. project for the benefit of the City, in accordance with authority granted by Resolution No. 99, approved August 14, 1939."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3996. Resolution authorizing and directing the City Solicitor to receipt of record in the County Court of Allegheny County for all costs accruing to and due the City of Pittsburgh by reason of the suit entered against it in said Court at No. 234 of 1937 by Taylor Brothers Company, a corporation, on condition that the said Taylor Brothers Company enter upon the record a discontinuance of the aforesaid suit.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4016. Resolution di-

recting the Department of Assessors to exonerate City taxes for the year 1940 assessed against the tract of land owned by John Marloff, consisting of seven acres in the 32nd Ward of the City of Pittsburgh, fronting on Whited street and Milan avenue, said land having been used for some years as a playground and now being used and occupied by the City for that purpose.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3992. Resolution authorizing and directing the City Controller to transfer the sum of \$1,200.00 from Code Account 1001, Salaries, Regular Employees, Council and City Clerk, to Code Account 1004, Newspaper Advertising, City Clerk.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3993. Resolution authorizing and directing the City Controller to transfer the sum of \$400.00 from Code Account No. 50, Election Expenses, to Code Account No. 1051, Equipment, Department of City Controller.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3994. Resolution authorizing and directing the City Controller to transfer the sum of \$14,500.00 in the Department of Law as follows:

FROM CODE ACCOUNT NOS.

1075	Miscellaneous Services....	\$ 6,000.00
1080	Prep. and Pros. Litigation against Public Service Companies	4,000.00

1085	Reorganization of Pittsburgh Railways Company	4,500.00
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TO CODE ACCOUNT NOS.

1076	Witness Fees	\$12,000.00
1078	Supplies	2,500.00

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the

ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3964. Resolution authorizing and directing the City Controller to transfer the sum of \$900.00 from Code Account No. 1364, Repairs, to Code Account No. 1362, Supplies, Department of Lands and Buildings.

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3886. Resolution authorizing the issuing of a warrant in favor of Emma M. Ritz for the sum of \$2,425.00 in settlement of the claim in re. improvement of Chartiers avenue, subject to approval of the Law Department, and the entry of a verdict for the said amount, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4004. Resolution authorizing and directing the City Controller to transfer the sum of \$3,172.00 within Code Accounts of the Department of Public Works as follows:

FROM CODE ACCOUNT NOS.

1506	Salaries, Chief Engineer's Office	\$1,790.00
1517	Equipment, Garage and Repair Shop	300.00
1579	Equipment, Bridge Repairs	150.00
1597-5	Equipment, Public Utilities	90.00
1598	Salaries Deed Registry	242.00
1628	Repairs, Cleaning Highways	100.00
1775	Salaries, Distribution Division	500.00
TO CODE ACCOUNT NOS.		
1515	Materials, Garage and Repair Shop	\$2,000.00
1516	Repairs, Garage and Repair Shop	1,124.00
1642	Cement Walks	48.00

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Weir
Garland	Wolk

Noes: Mr. O'Toole, (Pres't)

Ayes 8. Noes 1.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4005. Resolution authorizing and directing the City Controller to transfer the aggregate sum of \$8,436.00 from and to certain code accounts within the Bureau of Highways and Sewers as follows:

FROM CODE ACCOUNT NOS.

1620-1 Salaries, Temporary Em- ployes -----	\$4,000.00
1655 Salaries, Regular Em- ployes -----	1,136.00
1657 Miscellaneous Services --	1,900.00
1660 Repairs -----	900.00
1661 Equipment -----	500.00

TO CODE ACCOUNT NOS.

1629-1 Salaries, Temporary Em- ployes -----	\$3,500.00
1635-2 Salaries, Temporary Em- ployes -----	500.00
1655-1 Salaries, Temporary Em- ployes -----	1,712.00
1656 Wages, Temporary Em- ployes -----	1,224.00
1659 Materials -----	1,500.00

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Weir
Garland	Wolk

Noes: Mr. O'Toole, (Pres't)

Ayes 8. Noes 1.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Evans presented

No. 4086. Report of the Committee on Public Works for November 21, 1939, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4008. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the reconstruction of a sewer on Goehring street from a point at or near Vista street to the existing sewer on Itin street, and providing for the payment of the cost thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4009. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the north sidewalk of Station street from a point about 110 feet east of North Highland avenue to the existing sewer on Station street at a point about 220 feet east of North Highland avenue, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and

providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4010. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the west sidewalk of Kingwood street from a point about 850 feet south of Homehurst avenue to the existing sewer on the west sidewalk of Kingwood street at a point about 400 feet south of Homehurst avenue, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4011. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Cross street from a point about 20 feet west of Strauss street to the existing sewer on Charles street, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Wolk presented

No. 4087. Report of the Committee on Public Service and Surveys for November 21, 1939, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3792. An Ordinance entitled, "An Ordinance vacating Desplane way (formerly Delaware alley) in the Fifth Ward of the City of Pittsburgh, from Soho street to its westerly terminus, formerly Kirkpatrick street."

Which was read

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3793. An Ordinance entitled, "An Ordinance vacating an Un-named way, in the Fifth Ward of the City of Pittsburgh lying between Wyandotte street and Desplane way, and extending from Moultrie street to its westerly terminus, formerly Kirkpatrick street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 4024. An Ordinance entitled, "An Ordinance refixing the width and position of the sidewalks and roadway of Broadway, from Fallowfield avenue to Neeld avenue; re-establishing the grade thereof from Fallowfield avenue to Hampshire avenue, and re-establishing the grade of the northerly curb line thereof, from a point 128.22 feet east of Boustead street to Crosby avenue."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Evans

Gallagher

Garland

Leonard

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

McArdle

Weir

Wolk

O'Toole, (Pres't)

MOTIONS AND RESOLUTIONS

Mr. Weir moved

That the Minutes of Council of Monday, November 20, 1939, be approved.

Which motion prevailed.

And upon motion of Mr. Leonard

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Monday, December 4, 1939

No. 58

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON--Ass't City Clerk
Pittsburgh, Pa.

Monday, December 4, 1939.

Council met.

Present:--Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Absent:--Mr. Weir

PRESENTATIONS

Mr. Demmler presented

No. 4088. An Ordinance authorizing and directing the issuance and sale of refunding bonds of the City of Pittsburgh in the aggregate principal amount of \$2,602,100.00 for the purpose of refunding that part of the indebtedness of the City to mature during the year 1940, evidenced by outstanding bonds of the City originally authorized by the electorate of the City and commonly known as "People's Bonds," said maturing People's Bonds being in the amount of \$2,602,100.00, and providing for funds for the redemption of said refunding bonds and the payment of interest and State tax on said refunding bonds.

Also

No. 4089. An Ordinance au-

thorizing and directing the Mayor and the Civil Service Commission to enter into a contract with the International Business Machines Corporation for the leasing of a test scoring machine for the year 1940, and providing for the payment of the cost thereof.

Also

No. 4090. Resolution authorizing and directing the City Controller to transfer the sum of \$1,000.00 from Code Account No. 1001, Council and City Clerk, Salaries, and the sum of \$500.00 from Code Account No. 1006, Equipment, City Clerk, to Code Account No. 1005, Supplies, City Clerk, for the completion of the printing of the Municipal Record for 1939.

Also

No. 4091. Resolution authorizing and directing the City Controller to transfer the sum of \$300.00 to Code Account No. 1018, Supplies, Office of the Mayor, as follows:

From Code Account No.

1019--Repairs, Mayor's Office--\$	25.00
1023--Misc. Services, Police	
Magistrates -----	50.00
1026--Misc. Services, Morals	
Court -----	25.00
1030--Misc. Services, Traffic	
Court -----	150.00
1032--Repairs, Traffic Court--	25.00
1033--Equipment, Traffic Court	25.00

\$300.00

Also

No. 4092. Resolution granting permission for the placing of a bronze plaque in the loggia of the City-County building, at a place to be designated by the proper City official, in honor of J. Ralph Park, to be inscribed as follows: "J. Ralph Park, 1875-1924, Sincere Civic Leader and First Magistrate of Traffic Court of Pittsburgh, Allied Boards of Trade of Allegheny County"

and providing that the design of said plaque be approved by the Art Commission of the City of Pittsburgh.

Also

No. 4093. Communication from the Soho Baths requesting an appropriation of \$26,000.00 for 1940.

Also

No. 4094. Communication from the City Treasurer transmitting statement of collection of delinquent taxes for the periods November 16 to 30, 1939, and January 1 to November 30, 1939; also statement of accounts of the City Solicitor.

Also

No. 4095. Resolution authorizing and directing the City Solicitor to stipulate for the entry of judgment in the following suits against the City of Pittsburgh, arising out of the Annexation of the Borough of Overbrook, in the amounts and at the rate of interest specified herein, said interest rate to be computed from the respective dates hereinafter set forth:

NAME OF CLAIMANT:	Principal	Interest at 3% from	Total
Hilltop Record Publishing Co., for use of St. Clair Deposit Bank, No. 542 County Court, 1935 -----	\$ 709.98	12/12/29	\$ 922.98
Hilltop Record Publishing Co., No. 543 County Court, 1935 -----	1,024.36	12/31/29	1,330.40
LaDonne & Casper, for use of Braddock National Bank, No. 2997 January Term, 1935 -----	1,465.43	10/15/29	1,910.41
Ernst & Ernst, No. 1860 January Term, 1936 -----	633.47	12/31/29	821.77
D. Carapelluci, for use of Carrick Bank, No. 1398 July Term, 1935 -----	10,695.00	8/15/30	13,689.80
D. Carapelluci, for use of St. Clair Savings & Trust Co., No. 1351 January Term, 1935 -----	6,587.68	8/15/30	8,432.41
Matthew Ott, for use of Hilltop Bank, No. 3865 January Term, 1935 -----	38,920.22	2/17/33 & 8/15/30	47,912.18
James & Rocco Very, for use of Carrick Bank, No. 3606 April Term, 1935 -----	3,968.05	2/17/33	4,780.47
Fabric Fire Hose Co., No. 85 County Court, 1935 -----	535.00	9/15/29	699.50
James & Rocco Very, for use of Carrick Bank, No. 3607 April Term, 1935 -----	1,844.50	11/12/29	2,402.85
Duquesne Slag Products Co., No. 2366 October Term, 1935 -----	1,642.12	10/15/29 & other dates	2,140.32
American Tar Products Co., No. 4539 January Term, 1934 -----	1,011.00	10/30/29 & other dates	1,317.21
South Hills Economist for use of Peoples-Pittsburgh Trust Co., No. 1562 July Term, 1934 -----	1,255.41	12/26/29 & other dates	1,632.03
T. J. McGovern, for use of the Carrick Bank, No. 3626 April Term, 1935 -----	37,800.00	No interest	37,800.00
	<u>\$108,092.22</u>		<u>\$125,792.42</u>

Which were severally read and referred to the Committee on Finance.

Mr. Evans presented

No. 4096. An Ordinance amending portions of Section 1 of Ordinance

No. 403, approved September 10, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$3,235.00, including engineering and other necessary expenses, for improvements to the public highway, bridge

and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes," as amended and supplemented.

Also

No. 4097. An Ordinance charging to Construction Accounts of various Pa. Dockets established for carrying out the Public Works, Administration Program in the Department of Public Works, certain expenses incurred in connection with the cost of interest on short-term notes and bonds heretofore charged to and paid from regular Code Accounts of the City, and reimbursing the regular Code Accounts.

Also

No. 4098. An Ordinance supplementing a portion of Section 1 of Ordinance No. 638, approved November 9, 1939, entitled, "An Ordinance authorizing the City of Pittsburgh to convey, by proper deed of conveyance, to the Housing Authority of the City of Pittsburgh, all those certain lots or pieces of ground owned by the City of Pittsburgh situate in the Fourth and Fifth wards."

Also

No. 4099. Resolution authorizing and directing the City Controller to transfer sums listed below, all within the code accounts of the Bureau of Recreation, Department of Public Works:

FROM CODE ACCOUNTS:

1905	Materials, Grounds and Buildings	\$ 200.00
1907	Equipment, Grounds and Buildings	355.50
1908	Sal. Reg. Emp.—Women and Children	195.00
1909	Wages Temp. Emp.—Women and Children	105.00
1915	Wages Temp. Emp.—Men and Boys	31.00
1920	Wages Temp. Emp.—Summer Swimming Pools	1,348.50
1921	Day Camps	617.50
1924	Wages Temp. Emp.—Oliver Pool	74.00
1929	Wages Temp. Emp.—S. Murray S. P. & B. H.	164.00
1936	Wages Temp. Emp.—Carnegie Lake Swim. Pool	1,494.50

Total -----\$4,583.00

TO CODE ACCOUNTS:

1900	Sal. Reg. Emp.—Grounds and Buildings	\$1,110.00
1901	Wages Temp. Emp.—Grds. and Bldgs.	1,875.00
1904	Supplies, Grds. and Bldgs.	1,600.00

Total -----\$4,585.00

Also

No. 4100. Communication from the Department of Public Works advising of extra work in the amount of \$45.00 required for relocating two power conduits in connection with Contract No. 4, Electrical, at the Municipal Incinerator.

Also

No. 4101. Communication from the Department of Public Works advising of extra work required in the approximate amount of \$19,000.00 for piling work in connection with Project No. Pa. 1987-F, Contract No. 9, General, Ormsby Playground Recreation Building.

Which were severally read and referred to the Committee on Finance.

Also

No. 4102. Shortley Place Plan of Lots, 28th Ward, laid out by Nellie C. Shortley, and the dedication of property for the widening of Ringgold street and Wilton way as shown thereon for public use for highway purposes.

Also

No. 4103. An Ordinance approving the Shortley Place Plan of Lots, in the Twenty-eighth ward of the City of Pittsburgh, laid out by Nellie C. Shortley; accepting the dedication of property for the widening of Ringgold street and Wilton way, as shown thereon for public use for highway purposes, and opening and naming the same.

Also

No. 4104. An Ordinance authorizing and directing the construction of a public sewer on Conniston avenue and Calle avenue from a point about twenty (20') feet north of Gosser street to the existing sewer on Calle avenue west of Conniston avenue, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected

from property specially benefited thereby.

Also

No. 4105. Communication from George W. Staab relative to damage to sidewalk as the result of the paving and recurbing of Burham street, resulting in water seeping into the basement of his property at No. 2705 on said street.

Which were severally read and referred to the Committee on Public Works.

Mr. Gallagher presented

No. 4106. Communication from the Director of the Department of Public Welfare asking permission to attend the fourth annual Round Table conference of the American Public Welfare Association in Washington, D. C., from December 7th to 10th, 1939, inclusive.

Which was read and referred to the Committee on Finance.

Mr. Leonard presented

No. 4107. An Ordinance providing for the letting of contracts for various services in the Department of Public Safety, for the year 1940: telephone service to the City of Pittsburgh and maintenance of the telephone type-writer system in service in various offices and police stations; furnishing acetylene gas, refilling, inspecting, painting, adjusting, replacing and repairing of defective parts for gas traffic beacons in use in the Bureau of Traffic Planning; furnishing, installing and maintaining radio services in radio police cars, motorcycles, police motor boat, patrol wagons, towing trucks and automobiles of the Bureau of Fire; motorcycle repairs, arrest and disposal of dogs found running at large in streets of the City of Pittsburgh.

Which was read and referred to the Committee on Finance.

Also

No. 4108. An Ordinance amending Ordinance No. 440, Series of 1920, entitled, "An Ordinance regulating the construction, alteration, additions to, arrangement equipment and the use and occupancy of all buildings such as are designed or used for the purpose of dwelling houses which shall hereafter be known as buildings of Classification No. VIII; providing for the issuance of construction and occupancy permits therefor and providing penalties for the vio-

lations of the provisions thereof," approved December 13, 1920.

Also

No. 4109. An Ordinance providing for the letting of a contract for the furnishing and delivery of one standard sedan automobile for the Bureau of Police, and providing for the payment thereof.

Also

No. 4110. An Ordinance amending Ordinance No. 405, Series of 1924, entitled, "An Ordinance regulating the construction, alteration, additions to, demolition, arrangement, and the use and occupancy of buildings, structures, party walls and appurtenances thereto, for which provisions are not directly and specifically made by ordinances regulating the classifications of occupancy, and in addition thereto supplementing said ordinances; defining certain words and terms used in the building regulations of the City of Pittsburgh; providing standards for equipment apparatus and appurtenances thereto, and providing penalties for violation of the provisions of this ordinance," approved October 16, 1924.

Which were severally read and referred to the Committee on Public Safety.

Also

No. 4111. Petitions and various communications urging confirmation of the appointment of Elmer J. Holland as Police Magistrate.

Which was read, received and filed.

Mr. Wolk (for Mr. Weir) presented

No. 4112. Communication from the Schenley Park Golf Association urging approval of the budget of the Bureau of Parks pertaining to the Schenley Park golf course.

Which was read and referred to the Committee on Finance.

Mr. Wolk presented

No. 4113. An Ordinance establishing the opening grade on Guarino road, as laid out and proposed to be dedicated as a legally opened highway by Morris A. Paul in his plan of lots called "Morris A. Paul Plan of Lots" in the Fourteenth ward of the City of Pittsburgh.

Also

No. 4114. Communication from the Law Department transmitting financial statements, etc., of the Pitts-

burgh Motor Coach Company for the month of October, 1939.

Which were read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 4115. An Ordinance authorizing the re-registration of Master Plumbers having a master plumber's license issued by the State of Pennsylvania for the year 1939.

Also

No. 4116. Communication from The McCully Engineering Company containing proposal of the Hampton Hall Improvement Corporation to dedicate part of its property in the 19th Ward in exchange for exoneration of certain delinquent taxes.

Which were read and referred to the Committee on Finance.

Also

No. 4117. Communication from J. F. McKenna, Jr., Esq., urging that the preparation of the necessary legislation for approval of the Hartmann Heights Plan of Lots, 12th Ward, be expedited.

Also

No. 4118. Communication from the West End Board of Trade transmitting copies of resolutions adopted by that body urging certain improvements on Steuben street, Lessing street and Ringgold street.

Which were read and referred to the Committee on Public Works.

Also

No. 4119. Communication from David Friedman, Esq., on behalf of the Plumbing Contractors' Association, requesting a hearing before action is taken on Bill No. 3461, An Ordinance providing for a single standard model and type of water meter.

Which was read and referred to the Committee on Filtration and Water.

Also

No. 4120.

December 2, 1939.

President and Members
The City Council,
City of Pittsburgh.
Gentlemen:

Transmitted herewith are the budget requests of the several city departments for the year 1940. These estimates are

reduced almost \$2,000,000 from the original requests which came to me from department heads, who submitted, as is their duty, schedules which would have provided for optimum operation of their departments and optimum service to the people of Pittsburgh.

The estimates which come to you represent a scaling down of these optimum requirements to a point which leaves them, I believe, near the minimum level of governmental service for a decent progressive community.

These estimates total \$25,671,291.70, including provision for paying off a \$750,000 note issued by the city to meet a cash shortage during 1939.

The estimates which are increased in this year's budget over 1939 fall into two classes; actual increases and book-keeping increases. In the latter classification falls an apparent increase of approximately \$144,000 for garbage and rubbish disposal. The actual fact is that budget appropriations for this purpose for 1939 were approximately \$400,000 shy of actual expenditures, and thus the appropriations estimated for 1940, with 10 months municipal collection and disposal, really represent an expected saving of \$250,000. The people of Pittsburgh will also gain a new service, ash collection.

A similar book-keeping increase may be found in the bureau of engineering, and to a lesser extent in the bureaus of water and tests, of the department of public works, where important percentages of the salary accounts were charged to bond funds in 1939.

The estimates contemplate charging to tax appropriations approximately \$287,000 which was charged to bonds last year and thus not included in the regular appropriations. The maintenance of an adequately staffed engineering department is vital to the city's future, because the department must plan future improvements and must be equipped to carry out the survey, street, sewer, and other developments necessary to extended private construction in the city.

Certain supplies accounts, which were cut in 1939 appropriations, and later restored of necessity, are also accounted for in full in these estimates. This is true for instance of the bureau of parks.

The actual increases requested also fall into two classes. Certain of them are inescapable. Mayview's mental population increased by several hundred during 1939. Naturally, this increase is reflected in additional costs.

The patient population at Leech Farm tuberculosis sanatorium will increase by 50 per cent when the present additions to the structure are ready for occupancy on July 1. Since no one would wish to board up facilities for the treatment of tuberculosis victims, we must be prepared to meet the additional costs imposed. The net increase for Leech Farm contemplated in the estimates is \$66,648.10. No detailed salary schedule is set up for the expanded operation of the hospital—it being thought that council will wish to consider this during the year—but a lump sum appropriation of \$30,000 is requested to cover this addition. Provision is also made for a tuberculosis "case spotting" campaign to be launched with the aid of the new facilities provided at Leech Farm. Such a campaign will locate early cases and reduce hospitalization costs. For this purpose, \$10,100 is requested.

The remainder of the recommended increases are optional. But I am sure that they are desired by the great majority of the people of Pittsburgh, and it is their desire which their government should serve.

A sum of \$25,000 is recommended for a syphilis control program. I am sure that no citizen of Pittsburgh and no member of council desires to be included in a pro-syphilis bloc. Since this sum will be twice matched by the Federal government and by private sources, and since its expenditure will be followed by savings in the treatment of mental cases at Mayview, I cannot too strongly urge that this increase be allowed.

The budget estimates also recommended a campaign to safeguard children of pre-school age against contagious disease, the cost of which is more than covered by economies recommended in the health department budget.

In the bureau of highways and sewers, an increased appropriation of \$147,388 is recommended. Approximately \$40,000 of this increase is for additional street cleaning personnel, the remainder

is for the repair and resurfacing of streets. In 1930, the bureau of highways and sewers employed 1,184 laborers; today we are allowed 590, with more than 75 miles of paved streets added to our plant.

The estimates also call for the addition of 100 more patrolmen, to be added in groups of 25 in each quarter of the year. The net cost for the year will be \$82,500. The quarterly additions will minimize costs and permit ample training time for the new men. Other increases in the safety department are to add to our police and fire-fighting equipment, and to provide for the more efficient maintenance of our motorized equipment.

Much necessary equipment is lacking at Mayview hospital, where we have avoided all possible purchasing so long as it appeared that the State would take over the institution, and the welfare department budget provides for the purchase of the most essential items. In addition, the director and I recommend that the Mayview attendants, who are the lowest paid workers in the city's employ, be granted an eight-hour day, instead of the 12 hour schedule which they now work. The 12 hour working day smacks more of Old World dictatorship than it does of the United States.

I have said that the budget requests last enumerated are optional. And so they are, in the sense that we can "get by" without them. But they are not optional for the enlightened operation of Pittsburgh's government, and the failure to install them will cost the people of Pittsburgh more in the long run in monetary and social values, than the savings we can make by omitting them in the 1940 budget.

In other branches of the city's government, reductions and increases just about balance out. For instance, a \$30,000 addition in the office of the city controller is cancelled by an equivalent reduction in the law department. I commend to your attention the lowered estimate for workmen's compensation, which is set at \$80,000—a reduction from \$120,000 in 1938, and testimony of the value we are receiving from our new centralized compensation system.

Two very important items have not been included in the departmental es-

timates. These are the judgment which is owed the Pennsylvania Railroad, approximately \$800,000, and the 1938 and 1939 garbage deficits, approximately \$650,000.

Sound business would suggest that the city at once reduce the carrying charges on these items, on which the legal rate is now six per cent, to the much lower rate which the city can obtain by re-financing.

We all know that Pittsburgh has been operating for a number of years on a basis of deficit financing, in which the councilmanic credit has been used to finance the incurred deficits as long term obligations.

We are all agreed, I may presume, that a pay-as-you-go system is much to be preferred, and that in any case, the preservation of councilmanic credit makes the course of action applied in former years inapplicable to 1940.

We have encountered annual operating deficits because we have been striving to meet irreducible expenditures from a contracting tax base and an unchanged millage.

In 1930, the tax levy was \$22,640.-103.85. In 1939, in a city of larger population, the tax levy from which we were asked to meet expanded services was \$16,995,167, a gross reduction in tax revenues of \$5,644,936.18.

In 1936, the taxable valuation of the city was \$1,170,848,350. For 1940, it will be \$1,018,000,000—a reduction in the four year period of \$152,848,350. Of this reduction, \$86,129,420 has been in land values; \$66,718,930 in building values. The net annual loss in revenue at the present millage is approximately \$1,774,000 on land alone and \$687,800 on buildings.

We have performed the equivalent of reducing taxes by three mills, and to that extent, any tax rise for 1940 is merely an equalization of the real estate levy—it is not a true increase in the amount of taxation born by Pittsburgh real property.

The following table shows the progressive decline in assessments:

Year	Land Valuation	Building Valuation
1935	\$562,365,560	\$609,719,210
Total	-----	\$1,172,084,770

1936	562,150,238	610,497,400
Total	-----	\$1,172,647,638
1937	556,552,050	543,891,880
Total	-----	\$1,100,443,930
1938	552,691,800	546,169,870
Total	-----	\$1,098,861,670
1939	551,239,420	547,532,170
Total	-----	\$1,098,771,590
1940	476,000,000	542,000,000
Total	-----	\$1,018,000,000

Our fiscal problems for 1940 resolve themselves as follows:

1. The maintenance of the necessary municipal services, and their performance as economically and efficiently as possible.

2. The funding of previous incurred deficits without peril to the councilmanic credit.

3. The inauguration of pay-as-you-go methods, and the provision of an operating budget which balances for the year.

4. Development of a long term municipal and legislative program to bring home rule and square financial dealing from the state to the city.

The budget estimates herewith submitted will, I am confident, maintain the services necessary for the municipal well-being of Pittsburgh. The fact that we are extending more services at a lesser cost is indicative that we are doing a respectable job of economy and efficiency, but no one, least of all a municipal corporation employing more than 5,000 workers, is perfect. The executive branch of the city government will welcome any action of council or any realistic proposals of any civic group which will, without crippling any vital service, save the city money.

But the facts are these, and we must face them. The Pennsylvania Economy League, in a carefully studied survey of the city's 1940 fiscal problems (this study will be made public tomorrow), regards \$9,532,500 of our 1940 budget as absolutely fixed and regards another section of the budget (the League used 1939 appropriations) totalling \$7,952,000 as susceptible to only nominal savings.

Any substantial savings, according to the League, must come from the remaining operating expenditures of some \$6,500,000 (again 1939 figures) which sum includes the assessment, collection,

and disbursement of taxes, city planning, civil service, the mayor's office, city council, the city controller, engineering, parks, playgrounds, street cleaning, street repair, traffic planning, all forms of sanitary and food inspection, all police and fire expenses, except salaries, the purchase of supplies, and many other functions.

It is obvious that in the branches of the government where we have freedom of action, we cannot possibly effect budgetary cuts sufficient to meet the loss we have suffered in assessment reductions.

And this is a point that is often overlooked. The economies that count are generally economies which require either substantial investment or state legislation. For instance, it appears as though our incineration program will account for a saving of more than \$400,000 a year—but it took years of litigation and the investment of more than \$1,000,000 to make this possible.

I am proposing the acquisition of the South Pittsburgh Water Company by the city as an economy which will save us at least \$200,000 a year, but this too will be a long process of litigation and this too will require substantial investment.

A general municipal warehouse would promote efficiency. Yet it would cost several hundreds of thousands of dollars, as would a central garage.

Many such instances can be cited, and as fast as we can do so, this administration is meeting such cases.

Such economies as can be made without heavy investment, we are making. The supplies department has been most energetic in attacking collusive bidding. I have cited the savings in compensation costs. The department of lands and buildings, paying higher union wage scales, is spending less than the scattered units it succeeded and is doing more work. These are only instances used for example. Many more could be cited.

We have availed ourselves of Federal funds whenever possible. This administration has been responsible for bringing more than \$45,000,000 in Federal funds to Pittsburgh—a sum equivalent to more than two years tax levy.

And the administration is always ready and eager to cooperate with any

sincere and well-founded effort on the part of any body, civic or public, which may show us a way to save money for the people of Pittsburgh.

For 1940 purposes, however, no such remedies are in sight.

And for the future of Pittsburgh, the greatest possible economy is the adoption of pay-as-you-go financing.

We have budget estimates of \$25,671,000, plus the Pennsylvania Railroad judgment, plus the garbage deficits. The total is \$27,121,000.

Miscellaneous revenues in 1940 we may safely estimate at \$8,000,000, which figure includes delinquent taxes. Cash on hand (treasurer's estimate) on January 1 will be \$171,000. Revenues from taxation at the present millage, and estimating 90 per cent collection, will total \$13,849,000.

We shall have \$22,020,000 to meet expenditures of \$27,121,000.

And we shall have a deficit of approximately \$5,100,000.

Obviously, some other means must be found, and I very earnestly recommend to council that it protect the city's essential services, protect its own borrowing power, and begin a pay-as-you-go program for Pittsburgh by combining a refunding operation with an increase in the millage.

The refunding operation will take care of the deficits accumulated without consuming the councilmanic credit and I recommend that \$2,500,000 of electoral bonds be refunded. This amount will cover the \$750,000 short-term note; the garbage deficit; and the railroad judgment.

To put the city on a pay-as-you-go operating basis, I recommend an increase in the millage of four mills on land values and two mills on building values i.e. an average increase of three mills. This increase barely compensates us for the loss in assessments we have incurred.

The 1940 picture would then be as follows:

Expenditures

Budget Appropriations	\$25,671,000
Pennsylvania R. R. Judgment	800,000
Garbage Deficit	650,000
Total	\$27,121,000

Revenues

Cash on hand.....	\$ 171,000
Miscellaneous Revenues	8,000,000
Refunding	2,500,000
Tax Revenues, 90 per cent	
col.—Present Millage.....	13,849,000
Tax Revenues, 4-2 increase.....	2,690,000

Total\$27,210,000

The city would end the year with a small surplus.

In addition to the tax increase, I recommend that council consider the wisdom of again increasing the flat water rate by 50 per cent, not only as a revenue measure, but as an incentive to the universal installation of meters.

As to the future of municipal Pittsburgh, I have emphasized in many public statements, that our fate, to a very great extent, lies in the hands of the state legislature.

We should immediately begin steps to condemn and acquire the South Pittsburgh Water Company. Through municipal ownership, we would save the annual \$200,000 differential between the private company's rates and our own municipal rate.

We must watch with unerring attention, the devious reorganization maneuverings of the Pittsburgh Railways Company, and we must see to it that no reorganization be adopted which does not assure the city of a fair amount of revenue from the takings of the reorganized company.

The Public Utilities Commission and the courts, State and Federal, will necessarily have a large amount of control over our proceedings on these two fronts.

From the legislature, we must obtain permission to put our pension systems, which cost us approximately \$1,200,000 annually, on a more sound actuarial basis. I have requested the Pennsylvania Economy League, and the League has agreed, to make a thorough study of this question. As a first step, the Legislature, by increasing the tax on foreign fire insurance from two to five per cent, could pay the entire city share of the firemen's pension fund, and then, return to Pittsburgh property owners some of the exorbitant premiums which these companies extract. Such an increase would net us approximately \$200,000 a year.

The Legislature should repeal the state tax on bonds. This costs the city of Pittsburgh \$125,000 a year.

The Legislature should permit us to tax the real estate of public utilities. This would net us \$700,000 a year. The law department, under my instructions, is now considering the advisability of making a new legal test case on this point.

The city should share with the county in the return of the gasoline tax. This would net us \$600,000 a year.

And finally, the state should either make good on its promise to take over Mayview's insane patients, or it should and this would be preferable, pay us their full cost of maintenance. As matters now stand, the state pays us \$2 a week per patient in our institutions, but when we send a patient to a state hospital, it costs us \$3 a week. Such legislation would save the people of Pittsburgh more than \$400,000 a year.

And finally, some way must be found to make the satellite communities, which live in the shadow of Pittsburgh, and live off the taxes which Pittsburgh pays, come through with their share of the burden.

Summarizing, we can see that the State Legislature, if it acted properly toward the interest of the City of Pittsburgh, could make available to us without hardship to any interest or to the state government, the following amounts:

Pension savings	\$ 400,000 a year
Repeal of bond tax.....	125,000 a year
Public utilities real estate taxes	700,000 a year
Gasoline tax sharing.....	600,000 a year
Mayview maintenance....	400,000 a year

Total\$2,225,000

This amount is practically equivalent to the millage increase needed to put the 1940 Budget on a pay-as-you-go basis. If the people of Pittsburgh wish to reduce the taxes on real estate, their opportunity is at the next session of the General Assembly. The people of this city must unite to impress upon their representatives that the fiscal problems of Pittsburgh are the responsibility of the state.

This is a program for Pittsburgh. And no person seriously concerned with this city's problems can avoid coming to

grips with it. Our city's financial problems are not unique. You can find them in every sizable city in the state. And our urban problems will remain with us until the people of the cities of Pennsylvania insist that their governments get a square deal at Harrisburg.

And taxes are not the only fixed charge on the community. The people of Pittsburgh today pay approximately four times as much to utility companies as they pay to their city government in taxes. A reduction in utility rates is just as much a public saving as a reduction in taxes. Fire insurance premiums in Pittsburgh are more than half our annual tax collections. The same principle applies. And when the price of such an essential as milk is fixed, it too is a levy on the people of the city. Few realize that two successive one cent increases in the price of milk, recently imposed, will cost the people of Pittsburgh as much in 1940 as a tax increase of 2 mills.

We need community action in these fields of consumption, and so far as this administration has been able, it has done its best to keep these fixed charges on our common life down.

As to this 1940's budget and its recommendations in a democracy, executives propose and the legislative branches dispose. I am sure that the council of Pittsburgh will give our problems their most serious attention. I wish to assure them that the executive arm of the city government will do its best to make the most careful use of the funds which they see fit to allow us.

The department heads under my jurisdiction will be at the service of the council, anxious to provide any assistance they can render in the framing of our next year's budget.

Very truly yours,

CORNELIUS D. SCULLY,
Mayor.

Also

No. 4121. Departmental estimates for budget of 1940.

Which were read and referred to the Committee on Finance.

REPORTS OF COMMITTEES

Mr. Demmler presented

No. 4122. Report of the Committee on Finance for November 28,

1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3988. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the City Solicitor to make application to the National Youth Administration for the carrying out and completion of a project to remodel and refinish furniture in the Law Department, and providing for the payment of the City's share of the cost thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3991. An Ordinance entitled, "An Ordinance authorizing and directing the leasing of a portion of No. 28 Fire Engine House, Filbert street, to the United States of America."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4051. An Ordinance entitled, "An Ordinance authorizing a contract or contracts to be carried out as a Federal Works Agency, Public Works Administration project, for providing equipment delivered to the Cowley-Goettman Playground Bath and Field House, and for the payment of the cost thereof from funds otherwise appropriated therefor."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4070. An Ordinance entitled, "An Ordinance appropriating

and setting aside the aggregate sum of Ninety-eight Thousand (\$98,000.00) Dollars in the Department of Public Works from Bond Fund No. 119, Incinerator Bonds, 1934, for constructing and equipping a garage for use in connection with the incineration of garbage and household refuse at the Municipal Incinerator on City-owned property fronting on and extending westwardly from 29th Street, between the Allegheny River and Railroad street, including engineering and other necessary expenses."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4071. An Ordinance entitled, "An Ordinance providing for a contract or contracts for constructing a garage for use in connection with incineration of garbage and household refuse at the Municipal Incinerator on the River end of City-owned property fronting on and extending westwardly from 29th Street, between the Allegheny River and Railroad street, and including equipment to be installed therein, and providing for the payment of the cost thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to

allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4066. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of C. K. Koontz Equipment Co., Pittsburgh, Pa., for \$27.90, in payment for repairs made to equipment borrowed from the Fire Department in connection with contract at the New Municipal Hospital, P. W. A. Docket No. Pa. 2218-F, for the benefit of the City without previous authority of law."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Wolk,
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 4069. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the purchase and delivery of vehicular equipment to be used in connection with the collection, disposal and final disposition of garbage and household refuse in the City of Pittsburgh."

In Finance Committee, November 28, 1939, bill read and ordered returned to Council with an affirmative recommendation, subject to reports from the City Controller and the Law Department.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Demmler also presented

No. 4123.

December 1, 1939.

Council of the City of Pittsburgh

Gentlemen:

On Bill No. 4069, being "An Ordinance providing for a contract or contracts for the purchase and delivery of vehicular equipment to be used in connection with the collection, disposal and final disposition of garbage and household refuse in the City of Pittsburgh," which was affirmatively recommended by the Finance Committee on November 28, 1939, subject to an opinion from the City Solicitor and the City Controller, I wish to advise you as follows:

In my opinion, your Honorable Body may pass Bill No. 4069 at this time even though no appropriation has as yet been made for the purchase of the automotive equipment. The Director of the Department of Supplies may proceed to advertise for proposals, make an award, prepare the contracts, and take all steps preparatory to the final execution and approval of the contracts before the appropriation is made.

The contracts cannot be executed and countersigned until the money is appropriated, but all steps preliminary thereto may be taken in ad-

vance of the appropriation if such a course is deemed expedient by your Honorable Body.

Very truly yours,

(Signed)

WM. ALVAH STEWART,
City Solicitor.

Which was read, received and filed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole, (Pres't)
Leonard	

Noes:—

Mr. Garland

Ayes 7. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4062. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of ----- and providing for the issue and sale of bonds of said City in said amount to provide funds for the following purpose, viz: Providing food, clothing, fuel and shelter for and otherwise assisting residents of the City of Pittsburgh who are without adequate means of support, and providing for the redemption of said bonds and the payment of interest thereon."

In Finance Committee, November 28, 1939, bill read and amended in Sections 1, 2 and 6 by inserting as shown in red, and in the title by inserting in the blank space the words "Two Hundred Fifty Thousand (\$250,000.00) Dollars," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill as amended in Committee and agreed to by Council was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3990. An Ordinance entitled, "An Ordinance providing for contracts for furnishing labor, materials, and/or services necessary for the construction, reconstruction, maintenance, repair, and/or operation of buildings, structures and other properties and their appurtenances of the City of Pittsburgh, in the custody of the Department of Lands and Buildings, for the calendar year 1940, and providing for payment of the cost thereof."

In Finance Committee, November 28, 1939, bill read and amended in Section 1 by striking out and by inserting as shown in red, and in the title by striking out the words "construction, reconstruction, maintenance, repair, and/or operation of buildings, structures and other properties and their appurtenances" and by inserting in lieu thereof the words, "maintenance, repair or operation of buildings or structures," and as amended ordered returned to Council with an affirmative recommendation.

allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4066. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of C. K. Koontz Equipment Co., Pittsburgh, Pa., for \$27.90, in payment for repairs made to equipment borrowed from the Fire Department in connection with contract at the New Municipal Hospital, P. W. A. Docket No. Pa. 2218-F, for the benefit of the City without previous authority of law."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Wolk,
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 4069. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the purchase and delivery of vehicular equipment to be used in connection with the collection, disposal and final disposition of garbage and household refuse in the City of Pittsburgh."

In Finance Committee, November 28, 1939, bill read and ordered returned to Council with an affirmative recommendation, subject to reports from the City Controller and the Law Department.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Demmler also presented

No. 4123.

December 1, 1939.

Council of the City of Pittsburgh

Gentlemen:

On Bill No. 4069, being "An Ordinance providing for a contract or contracts for the purchase and delivery of vehicular equipment to be used in connection with the collection, disposal and final disposition of garbage and household refuse in the City of Pittsburgh," which was affirmatively recommended by the Finance Committee on November 28, 1939, subject to an opinion from the City Solicitor and the City Controller, I wish to advise you as follows:

In my opinion, your Honorable Body may pass Bill No. 4069 at this time even though no appropriation has as yet been made for the purchase of the automotive equipment. The Director of the Department of Supplies may proceed to advertise for proposals, make an award, prepare the contracts, and take all steps preparatory to the final execution and approval of the contracts before the appropriation is made.

The contracts cannot be executed and countersigned until the money is appropriated, but all steps preliminary thereto may be taken in ad-

vance of the appropriation if such a course is deemed expedient by your Honorable Body.

Very truly yours,

(Signed)

WM. ALVAH STEWART,
City Solicitor.

Which was read, received and filed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Wolk
Gallagher	O'Toole, (Pres't)
Leonard	

Noes:—

Mr. Garland

Ayes 7. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4062. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of ----- and providing for the issue and sale of bonds of said City in said amount to provide funds for the following purpose, viz: Providing food, clothing, fuel and shelter for and otherwise assisting residents of the City of Pittsburgh who are without adequate means of support, and providing for the redemption of said bonds and the payment of interest thereon."

In Finance Committee, November 28, 1939, bill read and amended in Sections 1, 2 and 6 by inserting as shown in red, and in the title by inserting in the blank space the words "Two Hundred Fifty Thousand (\$250,000.00) Dollars," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill as amended in Committee and agreed to by Council was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3990. An Ordinance entitled, "An Ordinance providing for contracts for furnishing labor, materials, and/or services necessary for the construction, reconstruction, maintenance, repair, and/or operation of buildings, structures and other properties and their appurtenances of the City of Pittsburgh, in the custody of the Department of Lands and Buildings, for the calendar year 1940, and providing for payment of the cost thereof."

In Finance Committee, November 28, 1939, bill read and amended in Section 1 by striking out and by inserting as shown in red, and in the title by striking out the words "construction, reconstruction, maintenance, repair, and/or operation of buildings, structures and other properties and their appurtenances" and by inserting in lieu thereof the words, "maintenance, repair or operation of buildings or structures," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4045. Resolution authorizing the issuing of a warrant in favor of Hosack, Speck, Conniff and Wood in the sum of \$171.53, for services in securing refunds of Federal taxes, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4047. Resolution authorizing the issuing of a warrant in favor of the Jewish War Veterans, Post No. 49, in the amount of \$194.50, in full payment for expenses incurred in the celebration of Memorial Day for the year 1939, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	O'Toole, (Pres't)
Garland	

Ayes 7. Noes none.

When the name of Mr. Wolk was called he arose and said, "Mr. President—I am not voting for the reason that I am a member of this organization."

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4046. Resolution authorizing and directing the City Controller to transfer the sum of \$285.00 from Code Account No. 1101-1, Equipment, to Code Account No. 1100, Miscellaneous Services, Civil Service Commission.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4073. Resolution authorizing and directing the City Controller to transfer the sum of \$1,000.00 from Code Account No. 1141, Miscellaneous Services, to Code Account No. 1140, Salaries, Regular Employees, Board of Water Assessors.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4063. Resolution authorizing and directing the City Controller to transfer the sum of \$2,000.00 from Code Account No. 1414, Supplies, to Code Account No. 1412, Wages, Regular Employees, Division of Garage and Repair Shop, Department of Public Safety.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and be-

ing taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Wolk
Gallagher	McArdle
Garland	

Noes:—

Mr. O'Toole, (Pres't).

Ayes 7. Noes 1.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Demmler also presented

No. 4124. Report of the Committee on Finance for November 29, 1939, transmitting two ordinances and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4072. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the collection of garbage and household refuse and/or garbage and rubbish within the City of Pittsburgh, and the depositing or disposing of the same for the period of two calendar months, beginning January 1, 1940, with options to extend the contract or contracts, and providing for the payment of the cost thereof."

Which was read.

Mr. Demmler also presented

No. 4125.

December 4, 1939.

To the Honorable, the Council of the City of Pittsburgh.

Gentlemen:

On Bill No. 4072, being an Ordinance providing for a contract or contracts for the collection of garbage and household refuse, etc., within the City of Pittsburgh, which bill was affirmatively recommended by the Finance Committee at a meeting held November 29, 1939, subect to a report from this Department that the ordinance is in proper form, I wish to advise as follows:

It is my opinion that the ordinance is, in general, in proper form. There is, however, an objection to the renewal provisions as they now exist, for the reason that the term of the contract is not definitely limited. I refer to the following language:—"with op-

tions whereby the City of Pittsburgh may extend the contract or contracts in increments of thirty days."

I would recommend the insertion of the following language after the language above quoted:—"the total amount of such extensions not to exceed ninety days."

Very truly yours,
WM. ALVAH STEWART,
City Solicitor.

Which was read and referred to the Committee on Finance.

Mr. Evans moved

That Bill No. 4072 be recommended to the Committee on Finance for the purpose of amendment.

Which motion prevailed.

Also

Bill No. 4065. An Ordinance entitled, "An Ordinance amending Section 1 and the title of Ordinance No. 568, approved December 6, 1938, entitled, 'An Ordinance providing for a contract or contracts to be carried out as a Federal Emergency Administration of Public Works project for the construction of hospital buildings, alterations and additions to existing hospital buildings and the construction of a new boiler house or heating plant at Leech Farm Tuberculosis Sanatorium, including necessary equipment, reconstruction of utilities and improvement to grounds'."

In Finance Committee, November 29, 1939, bill read and amended in Section 1, by striking out the amount "\$917,000.00" and by inserting in lieu thereof the amount "\$732,000.00," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill as amended in Committee and agreed to by Council was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time

Mr. Demmler also presented
No. 4126.

December 4, 1939.

To the Honorable, the Council
of the City of Pittsburgh.

Gentlemen:

On Bill No. 4050, being—

"A Resolution that the Mayor and the Director of the Department of Public Works be authorized to file an Amendatory Application for additional grant from the Federal Works Agency, Public Works Administration, for the completion of alterations and additions to the Tuberculosis Sanatorium at Leech Farm and including the necessary equipment therefor at a total increased cost of \$335,000.00, and that the proper Federal Officials be informed that the Committee on Finance consists of all the members of City Council,"

and Bill No. 4065, being—

"An Ordinance amending Section 1 and the Title of Ordinance No. 568, approved December 6, 1938, entitled, 'An Ordinance providing for a contract or contracts to be carried out as a Federal Emergency Administration of Public Works project for the construction of hospital buildings, alterations and additions to existing hospital buildings and the construction of a new boiler house or heating plant at Leech Farm Tuberculosis Sanatorium, including necessary equipment, reconstruction of utilities and improvement to grounds,'"

both of which were affirmatively recommended, subject to the opinion of the City Solicitor as to whether they might be financed from the proceeds of the sale of People's Bonds authorized in the 1938 Special Election, I wish to advise you as follows:

Clause (f) of the question submitted to the electorate provides for the City's share for the remodeling and reconstruction of existing facilities at Leech Farm, and limits the amount of such share to \$350,000. As I understand the cases of our Supreme Court, it is at least highly doubtful that this amount may be increased by the Council by any method. In other words, the general import of the cases seems to be that, where a specific amount is provided in a bond issue, this may not be supplemented by other financing.

My conclusion therefore is that the \$350,000 for the reconstruction and remodeling of existing facilities, may not be supplemented.

However, Clause (g) of the question submitted to the electorate sets up the sum of \$1,500,000 "for the construction of any public improvement within the City within the general classifications above described, including the materials necessary for such improvement, preliminary expenses in connection therewith to pay engineering, architectural and labor costs, and other expenses incurred or to be incurred in connection with such municipal improvement." Under Clause (g), much greater latitude is possible.

The questions raised in connection with Bills Nos. 4050 and 4065, it seems to me, are two: First, whether or not the boiler house construction may be undertaken; and second, whether or not the furnishings and equipment for the hospital may be purchased.

As to the boiler house, this may be constructed under Clause (g) providing the construction of the boiler house may be considered as a separate undertaking from the reconstruction and remodeling of existing facilities at Leech Farm, so as to bring it within Clause (g) rather than Clause (f). It is my opinion that the undertaking may be so regarded at this time. The general remodeling of Leech Farm has been authorized and is underway. Had the boiler house project been undertaken at the same time, there would be a very strong inference that it was part of the remodeling of Leech Farm; however, if undertaken now, it can reasonably be regarded as a separate project, in other words, as "a public improvement within the City within the general classification above described."

As to the purchase of equipment, etc., it is to be noted that Clause (f), relating to the remodeling of Leech Farm, is silent as to equipment. It is my opinion that the purchase of equipment for Leech Farm is authorized under Clause (g) as "other expenses incurred or to be incurred in connection with such municipal improvements."

I would state further that I have discussed these questions with the Controller's Solicitor, and, as I under-

stand his attitude, it is in substantial agreement with what I have set forth above.

You will note that I do not address myself to the question of whether sufficient funds are presently available from the million and a half to undertake either or both of the projects provided for in the two bills, or whether such funds, if not now available, will be later available. The question as to the availability of the funds must be determined by the Controller in conjunction with the Director of the Department of Public Works.

Very truly yours,
WM. ALVAH STEWART,
City Solicitor.

Which was read, received and filed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Evans

Gallagher

Noes:—Messrs.

Garland

Ayes 6. Noes 2.

Leonard

McArdle

Wolk

O'Toole, (Pres't)

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4050. Resolution authorizing and directing the Mayor and the Director of the Department of Public Works to file an Amendatory Application for additional grant from the Federal Works Agency, Public Works Administration, for the completion of alterations and additions to the Tuberculosis Sanatorium at Leech Farm and including the necessary equipment therefor at a total increased cost of \$335,000.00, and informing the proper Federal officials that the Committee on Finance consists of all the members of City Council.

Which was read.

Mr. Demmler moved

A suspension of the rule to

allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Wolk

Noes:—Messrs.

Garland	O'Toole, (Pres't)
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Ayes 8. Noes 2.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Evans presented

No. 4127. Report of the Committee on Public Works for November 28, 1939, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4057. An Ordinance entitled, "An Ordinance accepting the grading, paving and curbing of Penham place, from South Dallas avenue to its westerly terminus, and Penham lane, from Penham place to its southerly terminus."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Wolk
Garland	O'Toole. (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with a negative recommendation,

Bill No. 3971. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into an agreement with William C. Detzel, permitting the City of Pittsburgh to dump and to dispose of street sweepings and other refuse delivered by vehicles of the Department of Public Works to a dump owned by William C. Detzel along Rodgers avenue in said City, and permitting the City of Pittsburgh to store materials and equipment thereon at a total charge of Six Hundred Dollars (\$600.00) per year."

Which was read

Mr. Evans moved

That further action on the bill be indefinitely postponed.

Which motion prevailed.

Mr. Wolk presented

No. 4128. Report of the Committee on Public Service and Surveys for November 28, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4068. An Ordinance entitled, "An Ordinance amending Sections 3 and 4 of Ordinance No. 646, approved November 9, 1939, entitled, 'An Ordinance granting unto the Mt. Washington Street Railway Company, its successors, lessees and assigns, the right to enter upon, use and occupy Broadway, between Neeld avenue and Fallowfield avenue, Nineteenth Ward, and to cross all streets intersecting that part of Broadway, for the purpose of connecting its tracks upon what was formerly its private right-of-way to tracks now being operated under existing franchises.'"

Which was read

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:--Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Wolk

Garland

Noes:--

Mr. O'Toole, (Pres't).

Ayes 7. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Leonard presented

No. 4129. Report of the Committee on Public Safety for November 28, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4064. An Ordinance entitled, "An Ordinance amending a portion of Section 1 of Ordinance No. 644, approved November 9, 1939, entitled, 'An Ordinance providing for the letting of a contract for the furnishing and delivery of two 3-way Multi-versal Portable Deluge Nozzles for the Department of Public Safety, and providing for the payment thereof.'"

Which was read.

Mr. Leonard moved

A suspension of the rule to

allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:--Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. McArdle moved

That the President of Council fix time for hearings on the Budget at the earliest possible dates practical, and that notices be sent by the City Clerk to all persons and organizations who appeared at like meetings last year, and that information as to time of the hearings be given to the public and representatives of the press.

Which motion prevailed.

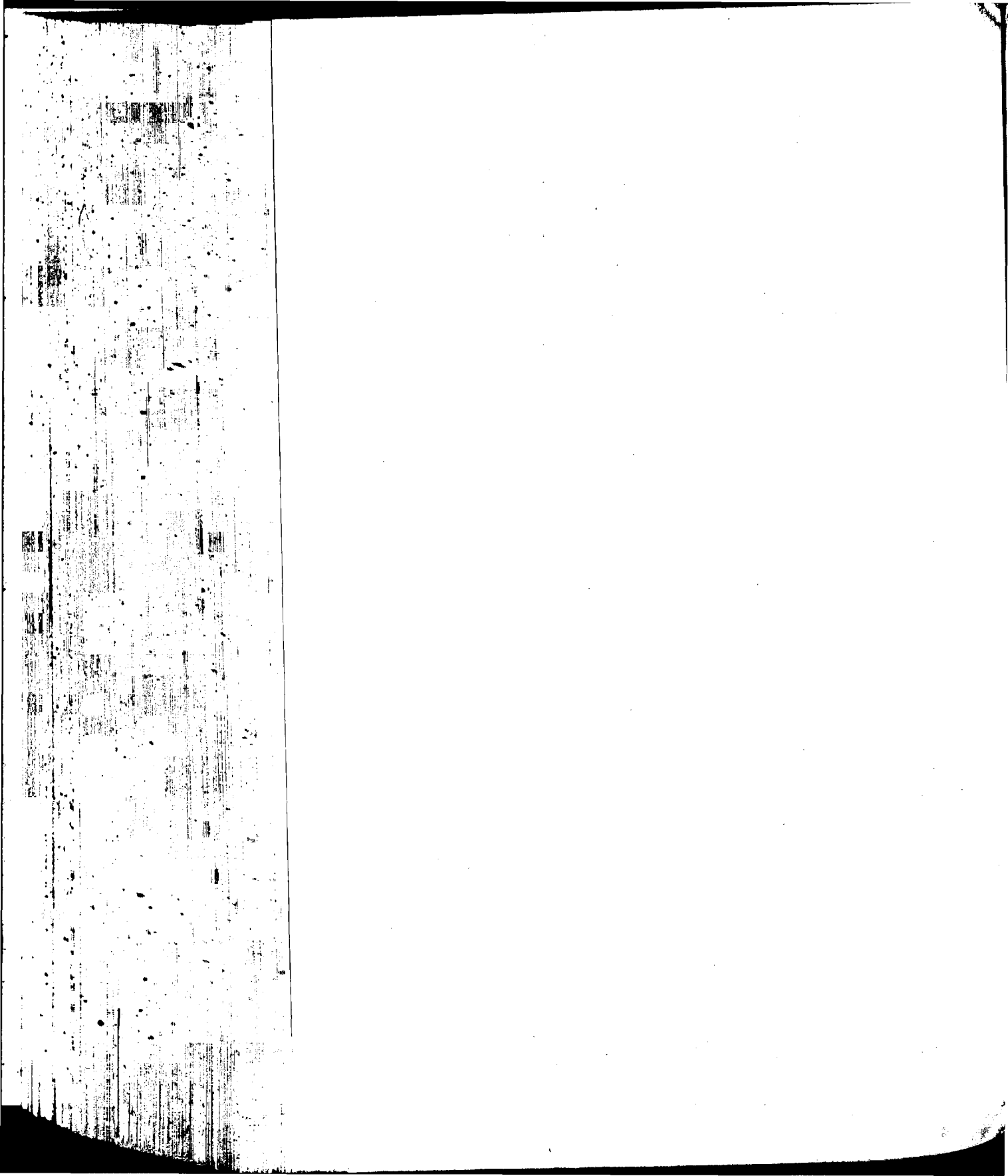
Mr. Garland moved

That the Minutes of Council of Monday, November 27, 1939, be approved.

Which motion prevailed.

And upon motion of Mr. Gallagher

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Monday, December 11, 1939.

No. 54

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President
EDW. W. LINDSAY-----City Clerk
JAS. W. PATTERSON--Ass't City Clerk

Pittsburgh, Pa.

Monday December 11, 1939.

Council met.

Present Messrs:

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

PRESENTATIONS

Mr. Demmler presented

No. 4130. An Ordinance authorizing the Mayor and the Director of the Department of Lands and Buildings for and in behalf of the City of Pittsburgh to enter into a lease with Dockary O. Covington, his successors and assigns, of premises situate at No. 11 Sachem Way, Third ward, Pittsburgh, Pa.

Also

No. 4131. An Ordinance providing for the letting of a contract for the furnishing and delivery of 100 non-protruding post binders for the Department of City Planning, and providing for the payment thereof.

Also

No. 4132. An Ordinance authorizing the issuance of a warrant in favor of Morris Knowles, Incorporated, in the sum of \$2,137.50 for professional

services rendered the City of Pittsburgh, without previous authority of law.

Also

No. 4133. An Ordinance authorizing the issuance of warrants in favor of Ray R. Biddle for \$1,908.06, Nardulli & Sons Co., for \$139.25, M. G. Moshithes for \$483.00, and Wayne Crouse, Inc., for \$31.35, in payment for extra work on contracts in connection with P. W. A. projects for the benefit of the City without previous authority of law.

Also

No. 4134. Resolution authorizing the issuing of a warrant in favor of G. C. Bickerton and Grace C. Bickerton, his wife, 320 Aidyl street, in the sum of \$327.65, in full settlement of their claim for damage to their automobile which was struck by a fire truck while parked at 1505 Fifth avenue, on August 3, 1939, and charging same to Code Account No. 42 Contingent Fund.

Also

No. 4135. Resolution authorizing the issuing of a warrant in favor of Frank L. Marsh and Anna B. Marsh, his wife, 258 Railroad avenue, Blairsville, Pa., in the sum of \$550.00, in full settlement of their claim for personal injuries and automobile damage sustained May 9, 1939, at 6304 Penn avenue, Pittsburgh, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 4136. Communication from the Disabled American Veterans of the World War, Greater Pittsburgh Chapter No. 8, requesting an appropriation of \$150.00 for 1940 Memorial Day and Armistice Day services.

Which were severally read and referred to the Committee on Finance.

Mr. Evans presented

No. 4137. An Ordinance providing for a contract or contracts for necessary architectural services for preparation of contract documents for equipment required to be installed during the progress of construction of new buildings and alterations at Leech Farm Sanatorium, to be carried out as a Federal Works Agency, Public Works Administration Project, and providing for the payment thereof from construction account Docket No. Pa. 2154-F.

Also

No. 4138. An Ordinance creating a bureau to be known as the Bureau of City Refuse in the Department of Public Works, and prescribing the duties and responsibilities.

Also

No. 4139. Communication from the Department of Public Works advising of extra work required in the amount of \$600.00 for drainage in connection with Plumbing Contract No. 9 on Project Pa. 1600-F, Sheraden Park Field House.

Also

No. 4140. Petition from business men of Federal street, North Side, asking that Charles Kentzell be restored to his position as street sweeper in the Bureau of Highways and Sewers.

Also

No. 4141. An Ordinance amending Ordinance No. 59, approved February 9, 1939, entitled, "An Ordinance appropriating the sum of \$15,000.00 from Bond Fund No. 131, General Improvement Notes, 1937, for payment of engineering and other necessary expenses for services incurred in the Department of Public Works for contemplated bond issue improvements, and for improvements carried out in connection with other political subdivisions or agencies of the Commonwealth of Pennsylvania, and repealing Ordinance No. 13, approved January 21, 1929", by increasing the amount stipulated therein from \$15,000.00 to \$30,000.00.

Which were severally read and referred to the Committee on Finance.

Also

No. 4142. An Ordinance providing for a contract for a term of one (1) year for furnishing and maintaining electric lights in the City of Pittsburgh on its streets, boulevards,

alleys, by-ways and parks and any other public thoroughfares or places within the corporate limits of said City, and providing for the payment of the costs thereof, and repealing Ordinance No. 85, approved February 28, 1939.

Also

No. 4143. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into an agreement with Harry J. Hoffman and Anna K. Hoffman permitting the City of Pittsburgh to dump and to dispose of street sweepings and other refuse delivered by vehicles of the Department of Public Works to a dump owned by Harry J. and Anna Hoffman in the Twenty-sixth ward, City of Pittsburgh, and permitting the City of Pittsburgh to store materials and equipment thereon at a total charge of \$2,400.00 per year.

Also

No. 4144. An Ordinance accepting the grading, paving and curbing of Conover road, from Hastings street to Juniata place.

Also

No. 4145. Hartmann Heights plan of Lots, laid out by Christ W. Hartmann and Estates of Frank and Thomas F. Hartmann, in the 12th Ward, and the dedication of streets as shown thereon for public use for highway purposes.

Also

No. 4146. An Ordinance approving the "Hartmann Heights Plan of Lots", situate in the Twelfth ward of the City of Pittsburgh, as laid out by Christ W. Hartmann and Mary C. Hartmann, his wife, Frank J. Hartmann and Dorothy Hartmann, his wife, Louise Bauer and Frederick Bauer, her husband, William J. Hartmann and Mamie Hartmann, his wife, Annie Hartmann, widow, and Mazie Hartmann Grant, Caroline Hartmann Flath and Herbert K. Flath, her husband, only heirs at law of Thomas F. Hartmann, deceased, Maria Assunta Castelli and Gaetano Castelli, her husband, Salvatore Castelli and Concetta Castelli, his wife, Serafino Piccolino and Natalina Piccolini, his wife, and Antonio Castelli and Pia Castelli, his wife; accepting the dedication of Verona boulevard, Dolce street, Christdale street, Castelli street, Ebel street, Riverhill street,

Harjo street, Kite way and Keene way, as shown thereon for public use for highway purposes; opening and naming the same, and establishing the grades thereof.

Also

No. 4147. Resolution authorizing and directing the Director of the Department of Public Works to grant a leave of absence, with pay, for the period from December 1, 1939, to February 29, 1940, inclusive, to Robert E. Young, Chief Clerk, Asphalt Plant, Bureau of Highways and Sewers, on account of sickness.

Also

No. 4148. Communication from John J. Kernan suggesting a further hearing in the matter of his rejection as a sub-contractor for the furnace brick work on the municipal incinerator.

Also

No. 4149. Communication from Dr. John C. Sullivan, Chairman, Chamber of Commerce of the Homestead District, relative to the proposed elimination of the traffic bottleneck at the south end of the Glenwood bridge.

Also

No. 4150. Communication from Rev. S. Migliore, Second Italian United Presbyterian Church, 7336 Bennett street, relative to the condition of the ash dump on Muti way adjoining the church property.

Also

No. 4151. Communication from Michael Sargo, 10 Shomin street, asking favorable consideration of Bill No. 3578, Petition for the grading of the sidewalk on Tecumseh street, between Blair and Ladora streets.

Which were severally read and referred to the Committee on Public Works.

Mr. Garland presented

No. 4152. Resolution authorizing and directing the City Controller to transfer the sum of \$2,500.00 from Code Account No. 1756, Wages, Regular Employees, to Code Account No. 1770, Electric Current, Mechanical Division, Bureau of Water.

Also

No. 4153. Resolution authorizing and directing the City Controller to make the following transfers within

the Distribution Division, Bureau of Water:

From Code Account:

1775 Salaries, Regular Employees ----- \$2,402.13

To Code Account:

1785 Materials ----- \$1,200.00

1789 Meter Repair Parts larger than 1 inch ----- 1,202.13

\$2,402.13

Which were read and referred to the Committee on Finance.

Mr. Leonard presented

No. 4154. Communication from the Department of Public Safety advising of institution of 60-day trial regulation, effective December 20, 1939, of No Left Turn At Any Time from the north on Grant street to the east on Second avenue and the Boulevard of the Allies.

Also

No. 4155. Communication from the Department of Public Safety advising of institution of 60-day trial regulation, effective January 2, 1940, of No Left Turn 8:00 A. M. to 6:00 P. M. from the east on Grant street to the south on Sixth avenue, daily except Sunday.

Also

No. 4156. Petition and various communications urging confirmation of the appointment of Elmer J. Holland as police magistrate.

Which were severally read, received and filed.

Mr. McArdle presented

No. 4157. An Ordinance authorizing the issuance of a warrant in favor of John A. Galbreath for \$1,076.53 in payment for extra work done on contracts for plumbing at the City Home and Hospitals, Mayview, Pa., for the benefit of the City without previous authority of law.

Which was read and referred to the Committee on Finance.

Mr. Weir presented

No. 4158. An Ordinance amending Section 2 of Ordinance No. 45, approved February 16, 1937, entitled, "An Ordinance fixing the golf fees and regulating the granting of permits to play golf within the public parks of the City of Pittsburgh."

Which was read and referred to the Committee on Finance.

The Chair presented

No. 4159. Communication from the Mayor transmitting letter from Wm. H. Schuette, Treasurer, Pittsburgh Council of Churches of Christ, approving the recommendations of the Director of the Department of Public Health in his 1940 budget.

Also

No. 4160 Communications from the Allegheny County Medical Society, Congress of Clubs and Club Women of Western Pennsylvania, Inc., Pittsburgh Council of Churches of Christ and the Pittsburgh Section, National Council of Jewish Women, approving the budget recommendations of the Director of the Department of Public Health for 1940.

Also

No. 4161. Communication from the American Association of Social Workers, Joseph P. Anderson, Chairman, urging an appropriation in the 1940 budget for carrying out the program of the Allegheny County Anti-Syphilis Committee.

Also

No. 4162. Communication from the Veterans' Association of the 107th Field Artillery requesting an appropriation of \$200.00 for 1940.

Also

No. 4163. Communication from the Hill District Community Council, Harold Lavine, Chairman, favoring an increased public health program to be administered by the Department of Public Health.

Also

No. 4164 Communication from Clarence C. Klein, Director, Department of Public Welfare, calling attention to omission of item of \$24,221.00 for insurance in budget estimates for 1940 (Code Account No. 1328).

Also

No. 4165. Resolution authorizing the issuing of a warrant in favor of Maria Testa in the sum of \$1,300.00, subject to the approval of the Law Department, and the entry of a judgment in said amount, as settlement of the claim of said Maria Testa, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 4166. Communication from

the Department of Public Works submitting budget estimates for the proposed Bureau of City Refuse.

Also

No. 4167. Communication from the Director of the Department of Public Works transmitting invoices received from the American Reduction Company for interest claimed up to November 30, 1939, on unpaid balance due them on their contract for collection and disposal of rubbish and garbage.

Which were severally read and referred to the Committee on Finance.

Also

No. 4168. Communication from Bert Floersheim protesting against approval of Bill No. 3486, An Ordinance amending the Zoning Ordinance by changing from "B" to "A" classification certain property on Bartlett street, near Murray avenue.

Also

No. 4169. Communication from Raymond Willey, President, Harbison-Walker Refractories Company, urging adoption of the proposed plan to eliminate the traffic bottleneck at the south end of the Glenwood bridge.

Also

No. 4170. Communication from A. G. Trimble relative to the dangerous condition existing on the sidewalk on Stebbins avenue, between Woodbourne and Bayridge avenues.

Also

No. 4171. Communication from the Southwestern Allegheny County Improvement Association urging the immediate selection of a suitable location of the road for the proposed improvement of Saw Mill Run boulevard, from Banksville road to Carson street, and the early completion of the project.

Which were severally read and referred to the Committee on Public Works.

REPORTS OF COMMITTEES

Mr. Demmler presented

No. 4172. Report of the Committee on Finance for December 5, 1939, transmitting Sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4096. An Ordinance entitled, "An Ordinance amending portions of Section 1 of Ordinance No. 403, approved September 10, 1938, entitled, 'An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes, as amended and supplemented".

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4097. An Ordinance entitled, "An Ordinance charging to Construction Accounts of various Pa. Dockets established for carrying out the Public Works Administration program in the Department of Public Works, certain expenses incurred in connection with the cost of interest on short term notes and bonds heretofore charged to and paid from regular Code Accounts of the City and reimbursing the regular Code Accounts".

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4107. An Ordinance entitled, "An Ordinance providing for the letting of contracts for various services in the Department of Public Safety, for the year 1940;—Telephone Service to the City of Pittsburgh and maintenance of the Telephone Typewriter System in service in various offices and police stations; furnishing acetylene gas, refilling, inspecting, painting, adjusting, replacing and repairing defective parts for gas traffic beacons in use in the Bureau of Traffic Planning; furnishing, installing and maintaining Radio Services in Radio Police Cars, Motorcycles, Police Motor Boat, Patrol Wagons, Towing Trucks, and Automobiles of the Bureau of Fire; Motorcycle Repairs, Arrests and Disposal of dogs found running at large in streets of the City of Pittsburgh".

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4072. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the collection of garbage and household refuse and/or garbage and rubbish within the City of Pittsburgh, and the depositing or disposing of the same for the period of two calendar months, beginning January 1, 1940, with options to extend the contract or contracts, and providing for the payment of the cost thereof".

In Finance Committee, December 5, 1939, bill read and amended in Section 1, by striking out the word "all" and by inserting in lieu thereof the words "the total amount of such extensions not to exceed ninety days", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill as amended in Committee and agreed to by Council was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4089. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Civil Service Commission to enter into a contract with the International Business Machines Corporation for the leasing of a test scoring machine for the year 1940, and providing for the payment of the cost thereof".

In Finance Committee, December 5, 1939, bill read and amended in Section 1, by striking out the words "of one year" and by inserting in lieu thereof the words "not exceeding one year", and as amended ordered returned to Council with an affirmative recommendation.

Which was read

Mr. Demmler moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill as amended in Committee and agreed to by Council was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 4090. Resolution authorizing and directing the City Controller to transfer the sum of \$1,000.00 from Code Account No. 1001, Council and City Clerk, Salaries, and \$500.00 from Code Account No. 1006, Equipment, City Clerk to Code Account No. 1005, Supplies, City Clerk, for the completion of the Municipal Record for 1939.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4099. Resolution authorizing and directing the City Controller to transfer the following within the Bureau of Recreation, Department of Public Works:

From Code Account Nos.:

1905	Materials, Grounds and Buildings	\$ 200.00
------	----------------------------------	-----------

1907	Equipment, Grounds and Buildings	355.50
1908	Salaries, Reg. Emp. Women and Children	195.00
1909	Wages, Temp. Emp. Women and Children	105.00
1915	Wages, Temp. Emp. Men and Boys	31.00
1920	Wages, Temp. Emp. Summer Swimming Pools	1,348.50
1921	Day Camps	617.50
1924	Wages, Temp. Emp. Oliver Pool	74.00
1929	Wages, Temp. Emp. S. Murray S. P. & B. H.	164.00
1936	Wages, Temp. Emp. Carnegie Lake Sw. Pool	1,494.50

Total ----- \$4,585.00

To Code Account Nos.:

1900	Sal. Reg. Emp. Grounds and Buildings	\$1,110.00
1901	Wages, Temp. Emp., Grounds & Bldgs.	1,875.00
1904	Supplies, Grounds and Buildings	1,600.00

Total ----- \$4,585.00

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3555. Resolution authorizing and directing the City Controller to transfer the sum of \$8,185.00 from Code Account No. ----, to Code Accounts as follows:—

\$ 520.00	to Code Account 1366
2,415.80	to Code Account 1368
5,249.20	to Code Account 1370

for the payment of salaries of positions created and wage increases since January 9, 1939.

In Finance Committee, December 5, 1939, read and amended by striking out the words "\$8,185.00 from Code Account ----, to Code Accounts as follows:

\$ 520.00 to Code Account 1366
2,415.80 to Code Account 1368
5,249.20 to Code Account 1370"

and by inserting in lieu thereof the words "\$5,650.00 from Code Account 42-2 Contingent Fund, Budget Adjustments, to Code Accounts as follows:

\$ 150.00 to Code Account 1366
5,500.00 to Code Account 1370"

and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4053. Resolution authorizing and directing the City Controller to transfer the sums listed below, all within the Code Accounts of the Department of Public Works:—

From Code Account Nos.:
Bureau of Engineering

1532	Materials	-----	\$ 100.00
1533	Repairs	-----	100.00
1535	Curb and Grade Pins	-----	31.00
1537	Standards and Specifications	-----	75.00
1581	Misc. Services, Bridge and Repainting	-----	200.00
1597-1	Salaries, Public Utilities	-----	1,000.00
1597-3	Supplies, Public Utilities	-----	200.00

\$1,706.00

Bureau of Tests

1947	Equipment	-----	800.00
------	-----------	-------	--------

Total ----- \$2,506.00

To Code Account Nos.:

Bureau of Engineering

1520	Salaries	-----	\$1,031.00
1530	Misc. Services	-----	75.00
1531	Supplies	-----	400.00
1573	Wages, Bridge Repairs	-----	1,000.00

\$2,506.00

In Finance Committee, December 5, 1939, read and amended by striking out the items:

"1535	Curb and Grade Pins	-----	\$ 31.00
1537	Standards and Specifications	-----	75.00
1597-1	Salaries, Public Utilities	-----	1,000.00

\$1,706.00";

by striking out the total "\$2,506.00" and by inserting in lieu thereof the total "\$1,400.00"; by striking out the items:

"1529	Salaries	-----	\$1,031.00
1530	Misc. Services	-----	75.00"

and by striking out the total "\$2,506.00" and by inserting in lieu thereof the total "\$1,400.00", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't).
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4054. Resolution authorizing and directing the City Controller to transfer the following sums, aggregating \$1,314.11 from and to certain Code Accounts in the Bureau of Highways and Sewers and Division of Garage and Repair Shop, D. P. W.

From Code Account Nos.:

1604	Miscellaneous Services,	
	General Office -----	\$ 90.00
1605	Supplies, General Office.	71.81
1611	Supplies, Division Offices	8.55
1616	Materials, Stables and	
	Yards -----	136.16
1618	Equipment, Stables and	
	Yards -----	20.00
1629	Equipment, Cleaning	
	Highways -----	100.00
1634	Miscellaneous Services,	
	Repairing Highways ---	40.00
1635	Materials, Repairing	
	Highways -----	125.00
1635-1	Equipment, Repairing	
	Highways -----	185.52
1640	Supplies, Cleaning & Re-	
	pairing Sewers & Sewer	
	Drops -----	24.57
1641	Materials, Cleaning &	
	Repairing Sewers &	
	Sewer Drops -----	4.01
1641-1	Equipment Cleaning and	
	Repairing Sewers and	
	Sewer Drops -----	131.92
1647	Materials, Board walks	
	and Steps -----	348.24
1648	Equipment, Boardwalks	
	and Steps -----	3.65
1651	Materials, Platforms and	
	Stands -----	24.68
		\$1,314.11

To Code Account Nos.:

1514	Supplies, Division of	
	Garage and Repair Shop.	\$1,024.11
1610	Miscellaneous Services,	
	Division Offices -----	200.00
1617	Repairs, Stables and	
	Yards -----	90.00
		\$1,314.11

In Finance Committee, December 5, 1939, read and amended by striking out the item "1629, Equipment, Cleaning Highways, \$100.00"; by striking out the amount "\$348.24" and by inserting in lieu thereof the amount "\$248.24"; by striking out the totals in two places "\$1,314.11", and by inserting in lieu thereof "\$1,114.11", and by striking out the item "1610, Miscellaneous Services, Division Offices, \$200.00", and as amended, ordered returned to Council with an affirmative recommendation.

Which was read

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Weir
Garland	Wolk
Noes: Mr. O'Toole, (Pres't)	

Ayes 8. Noes 1.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3946. Resolution authorizing the City Solicitor to reduce the claim of the American Reduction Company to judgment of \$252,126.10 with interest from the dates of the approval of the Wallace Act Ordinances No. 535 and No. 598 of 1938 and No.

312 of 1939.

In Finance Committee, December 5, 1939, read and amended by inserting after the words "with interest"; the words, "at the rate of 3 per cent", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second time.

Mr. McArdle moved

To amend the resolution by adding at the end thereof the words: "until the date of the payment of the judgment and interest above referred to."

Which motion prevailed.

And the resolution, as read a second time and amended, was agreed to, and laid over for reprinting.

Mr. Demmler also presented

No. 4173. Report of the Committee on Finance for December 6, 1939, transmitting a resolution to Council.

Which was read, received and filed.

Also

Bill No. 3995. Resolution authorizing the issuing of a warrant in favor of William Nagel and Mary Nagel, his wife, in the amount of \$164.24, to reimburse them for assessment erroneously levied against their property for the construction of Line street sewer, and charging same to Code Account No.

In Finance Committee, December 6, 1939, read and amended by inserting after the words "Code Account No." the words "42 Contingent Fund", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Evans presented

No. 4174. Report of the Committee on Public Works for December 5, 1939, transmitting a lot plan and several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4102. Shortley Place Plan of Lots, laid out for Nellie C. Shortley, in the 28th Ward, and dedication of property for widening of Ringgold street and Wilton way, as shown thereon for public use and highway purposes.

Which was read, accepted and approved by the following vote:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

Also

Bill No. 4103. An Ordinance entitled, "An Ordinance approving the Shortley Place Plan of Lots, in the

Twenty-eighth ward of the City of Pittsburgh, laid out by Nellie C. Shortley; accepting the dedication of property for the widening of Ringgold street and Wilton way, as shown thereon for public use for highway purposes, and opening and naming the same".

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4104. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Conniston avenue and Calle avenue, from a point about twenty (20') feet north of Gosser street to the existing sewer on Calle avenue west of Conniston avenue, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby".

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3704. An Ordinance entitled, "An Ordinance opening Swissvale avenue, from the southerly line of the Crestline Place Plan of Lots to the dividing line between the City of Pittsburgh and the Borough of Wilkinsburg, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby".

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the

bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Wolk presented

No. 4175. Report of the Committee on Public Service and Surveys for December 5, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4113. An Ordinance entitled, "An Ordinance establishing the opening grade on Guarino road, as laid out and proposed to be dedicated as a legally opened highway by Morris A. Paul, in his plan of lots called 'Morris A. Paul Plan of Lots', in the Fourteenth ward of the City of Pittsburgh".

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Garland presented

No. 4176. Report of the Committee on Filtration and Water for December 6, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3461. An Ordinance entitled, "An Ordinance providing for the adoption of a single standard model type of water meter for installation by the City of Pittsburgh and its water consumers, and providing for the purchase of such meters and meter repair parts".

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Weir moved

That the bill be recommitted to the Committee on Filtration and Water for further information.

Which motion prevailed.

Mr. Leonard presented

No. 4177. Report of the Committee on Public Safety for December 5, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4109. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of one Standard Sedan Automobile for the Bureau of Police, and providing for the payment thereof".

Which was read

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Evans

Gallagher

Garland

Leonard

McArdle

Weir

Wolk

O'Toole, (Pres't)

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

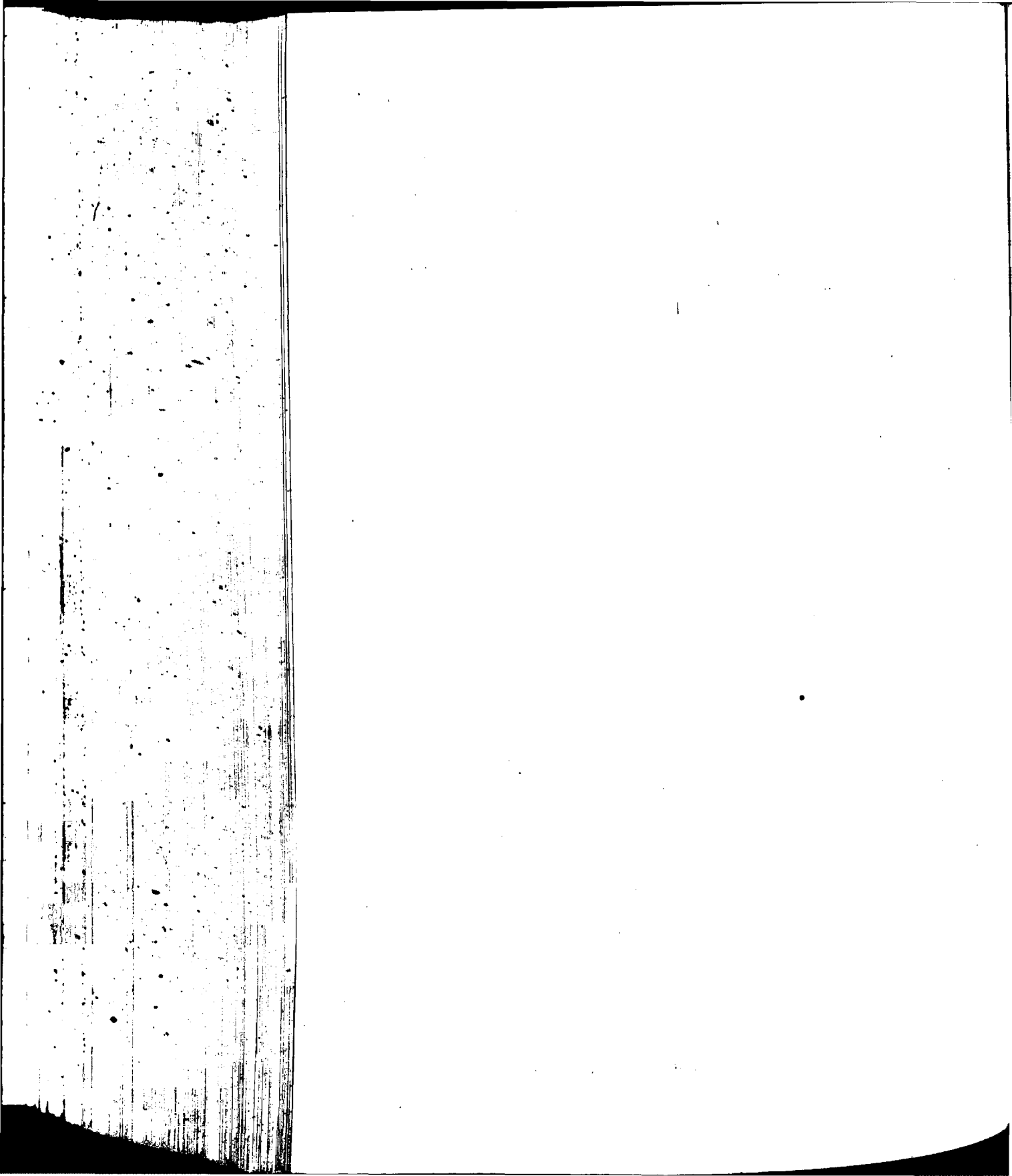
Mr. Weir moved

That the Minutes of Council of Monday, December 4, 1939, be approved.

Which motion prevailed.

And upon motion of Mr. Leonard,

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Monday, December 18, 1939

No. 55

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.-----President

EDW. W. LINDSAY-----City Clerk

JAS. W. PATTERSON--Ass't City Clerk

Pittsburgh, Pa.

Monday, December 18, 1939.

Council met.

Present:—Messrs.

Demmler McArdle

Evans Weir

Gallagher Wolk

Garland O'Toole, (Pres't)

Leonard

PRESENTATIONS

Mr. Demmler presented

No. 4178. An Ordinance levying and assessing taxes and water rents for the fiscal year beginning January 1, 1940, and ending December 31, 1940, upon all property subject to taxation within the limits of the City of Pittsburgh.

Also

No. 4179. An Ordinance making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year, beginning January 1, 1940.

Also

No. 4180. An Ordinance fixing the number of officers and em-

ployes of all departments of the City of Pittsburgh, and the rate of compensation thereof.

Also

No. 4181. An Ordinance authorizing the issuance of a warrant in favor of Ernest P. Goodrich in the sum of \$2,300.00 for professional services rendered the City of Pittsburgh without previous authority of law.

Also

No. 4182. Resolution authorizing the issuing of a warrant in favor of the Home Owners' Loan Corporation in the sum of \$46.02, representing penalties and interest on city taxes for the years 1927 to 1935, inclusive on property of O. M. Momeyer at 1423 Belasco avenue, 19th Ward, said amount having been paid under protest prior to enactment of the ordinance providing for abatement of penalty and interest on taxes in accordance with the provisions of the 1935 Tax Abatement Act, and charging same to Code Account-----.

Also

No. 4183. Resolution authorizing and directing the City Controller to transfer the sum of \$2,000.00 from Code Account No. 1361, Miscellaneous Services, to Code Account No. 1362, Supplies, Bureau of Accounts and Administration, Department of Lands and Buildings.

Also

No. 4184. Resolution authorizing and directing the City Controller to transfer the sum of \$400.00 from Code Account No. 1049, Supplies, to Code Account No. 1051, Equipment, in the Department of City Controller.

Also

No. 4185. Resolution authorizing and directing the City Controller to transfer the sum of \$1,100.00 to Code Account No. 1004, Newspaper Ad-

vertising, City Clerk, from the following code accounts:

No. 1001	Salaries, Council.....	\$ 350.00
No. 1003	Misc. Services, City Clerk	150.00
No. 1006	Equipment, City Clerk	200.00
No. 1009	Taxicab, City Clerk..	400.00
		<u>\$1,100.00</u>

Also

No. 4186. Communication from Geo. McK. Boileau, Chairman, Board of Water Assessors, requesting a hearing relative to the proposed increase in flat water rates.

Also

No. 4187. Communication from the 101st Radio Intelligence Company, Pennsylvania National Guard, requesting an appropriation of \$500.00 for 1940.

Also

No. 4188. Communication from Ralph E. Griswold, Festival Director, urging an appropriation of \$1,000.00 for the 1940 All Nations Independence Day celebration.

Also

No. 4189. Communication from the 17th Ward United Veterans' Association requesting an appropriation for Memorial Day and Armistice Day services in 1940.

Which were severally read and referred to the Committee on Finance.

Mr. Evans presented

No. 4190. Resolution authorizing the issuing of warrants in the amounts hereinbefore set forth, drawn on respective construction accounts of the several Public Works Administration Dockets for payment of legal opinions furnished in connection with the issuance of bonds to provide for the City's share of the cost of Public Works Administration Program of public Improvements:

Pa. Docket No.	Amount	Code Account
1590	\$470.25	1-A
1591	182.88	11-A
1599	21.37	10-A
1600	54.63	14-A
1601	30.87	12-A
1604	42.75	4-A
1612	59.38	15-A
1616	261.25	8-A
1631	505.88	2-A

Pa.

Docket

Code

No.	Amount	Account
1633	\$ 71.25	16-A
1635	59.37	9-A
1649	76.00	17-A
1968	142.50	13-A
1970	249.37	3-A
1996	23.75	7-A
2208	83.13	22-A
2299	40.37	23-A
2154	200.00	

TOTAL\$2,575.00

Also

No. 4191. An Ordinance amending portions of Section 1 of Ordinance No. 403, approved September 10, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes," as amended and supplemented.

Also

No. 4192. An Ordinance providing for a contract or contracts to be carried out as a Federal Works Agency, Public Works Administration Project, for the construction of a relief sewer on Fifth avenue, from McPherson street to a point about 20-ft. south of Hudson place, with a branch relief sewer on McPherson street and North Linden avenue, and providing for the payment of the cost thereof from funds otherwise appropriated therefor.

Also

No. 4193. An Ordinance providing for a contract or contracts to be carried out as a Federal Works Agency, Public Works Administration project, for furnishing and installing equipment in the Cowley-Goettman Playground Bath and Field House, and providing for the payment of the cost thereof from funds otherwise appropriated therefor.

Also

No. 4194. An Ordinance appropriating and setting aside the sum of Twenty-five Thousand (\$25,000.00) Dol-

lars for the cost of constructing a sewer on Kirkpatrick street, as relocated, from the intersection with Soho street at Gazzman street to Reed street, and emergency inlets on LaPlace street near Soho street and near Center avenue, and for engineering and other necessary expenses therefor from Bond Fund No. 136.

Also

No. 4195. An Ordinance providing for a contract or contracts for the construction of a sewer on Kirkpatrick street, as relocated, from the intersection with Soho street at Gazzman street to Reed street, and for the construction of emergency inlets on La Place street near Soho street and near Center avenue, and for the payment of the costs thereof.

No. 4196. Resolution authorizing and directing the City Controller to transfer sums listed below, all within the Code Accounts of the Department of Public Works:

FROM CODE ACCOUNT NO.

1506 Salaries, Chief Engineer's Office	\$ 190.00
1518 Salaries, Accounting Division	100.00
1597-1 Salaries, Pub. Utilities	1,000.00
1608 Salaries, Div. Offices, High & Sewers	200.00
1635 Materials, Repairing Highways	400.00
1657 Miscellaneous Services, Asphalt Plant	3,900.00
1658 Supplies, Asphalt Plant	200.00
1660 Repairs, Asphalt Plant	500.00
1661 Equipment, Asphalt Plant	300.00
1662 Wages, Vacations, Asphalt Plant	200.00
1754 Equipment, Filtration Div.—Water	200.00
1755 Salaries, Mechanical Div.—Water	1,300.00
1756 Wages, Mechanical Div.—Water	2,000.00
1759 Wages, Mechanical Div.—Water	40.00
1761 Wages, Mechanical Div.—Water	600.00
1774 Equipment, Mechanical Div.—Water	600.00
1777 Wages, Distribution Div.—Water	500.00
1786 Repairs, Distribution Div.—Water	500.00

1944 Supplies, Bureau of Tests 270.00

Total ----- \$13,000.00

TO CODE ACCOUNT NO.

1613 Wages, Stables & Yards, Highways & Sewers	1,100.00
1624 Wages, 4th Quarter, Cleaning Highways	8,100.00
1633 Wages, 4th Quarter, Repairing Highways	3,500.00
1646 Wages, 4th Quarter, Boardwalks and Steps	300.00

Total ----- \$13,000.00

Which were severally read and referred to the Committee on Finance.

Also

No. 4197. Communication from Howard Eulenstein, Esq. protesting against the enactment of Bill No. 4059, An Ordinance amending the Zoning Ordinance by adding a new Section 13-B, permitting Funeral Homes in "A" Residence districts under certain conditions.

Also

No. 4198. Communication from Mrs. Catherine Bier, 355 Copperfield street, asking that steps be taken to remove the one-foot reserve strip abutting on Line street in the rear of her property.

Also

No. 4199. Petition for the repair of George way, and for the installation of a street light at the intersection of Lake street and George way.

Which were severally read and referred to the Committee on Public Works.

Mr. Gallagher presented

No. 4200. An Ordinance providing for the letting of a contract or contracts for the finishing of dentures for patients in the City Home and Hospitals, Mayview, Pa., for the year 1940, and providing for the payment of the cost thereof.

Which was read and referred to the Committee on Public Welfare.

Also

No. 4201. An Ordinance authorizing the issuance of warrants in favor of Armour & Co. in the sum of \$435.00, and Westinghouse Electric & Manufacturing Co. in the sum of \$1.54, for materials furnished the Department of Public Welfare without previous authority of law.

Also

No. 4202. Resolution authorizing and directing the City Controller to transfer the sum of \$875.00 from Emergency Appropriation No. 1290-6, Quarantine Relief and Burials, to the following code accounts, all within the Department of Public Welfare:

1290-7 Emergency Appro., Care Patients in other Districts	\$200.00
1290-21 Emergency Appro., Pastor Treatment	450.00
1290-22 Emergency Appro., Supplies	225.00
	<hr/>
	\$875.00

Which were read and referred to the Committee on Finance.

Also

No. 4203. Petition for the grading, paving and curbing of Zaruba street, from Dengler street to Syrian street, as a W. P. A. project, the cost of materials to be paid by the property owners.

Which was read and referred to the Committee on Public Works.

No. 4204. An Ordinance providing for a contract or contracts for burial and ambulance hire for the year 1940, for the Department of Public Welfare, City of Pittsburgh, and providing for the payment thereof.

Which was read and referred to the Committee on Public Welfare.

Mr. Leonard presented

No. 4205. Resolution authorizing and directing the City Controller to transfer the sum of \$6,000.00 from Code Account No. 1461, Regular Salaries, Bureau of Fire, to Code Account No. 56-M, Firemen's Relief and Pension Fund, Department of Public Safety.

Which was read and referred to the Committee on Finance.

Also

4206. An Ordinance supplementing Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented, by adding certain specified portions of Alderson street and Second avenue to certain existing designated paragraphs thereof.

Which was read and referred to the Committee on Public Safety.

Also

No. 4207. Communication from the Department of Public Safety advising of institution of the following 60-day trial regulations, effective January 2, 1940—No Parking 8:00 A. M. to 9:30 A. M. and 4:30 P. M. to 6:00 P. M., with One-hour Parking 9:30 A. M. to 4:30 P. M. on William Penn place, between Sixth avenue and Oliver avenue, westerly side. No Stopping 8:30 A. M. to 9:15 A. M. and 5:00 P. M. to 6:00 P. M. on William Penn place, between Sixth avenue and Oliver avenue, westerly side.

Also

No. 4208. Communication from the Department of Public Safety advising of institution of 60-day trial regulation, effective December 20, 1939, of No Parking At Any Time on Third avenue, between Grant street and Cherry way, southerly side.

Also

No. 4209. Petition urging confirmation of the appointment of Elmer J. Holland as police magistrate.

Which were severally read, received and filed.

Mr. McArdle presented

No. 4210. Resolution authorizing and directing the City Controller to transfer the sum of \$3,900.00 as follows within the Department of Public Health:

FROM CODE ACCOUNT NO.

1216 Salaries, Regular Employees, Div. of Transmissible Diseases	\$1,241.00
1243 Salaries, Regular Employees, Bureau of Child Welfare	388.00
1270 Salaries, Regular Employees, Div. of Housing & Sanitary Inspection	2,271.00
	<hr/>
	\$3,900.00

TO CODE ACCOUNT NO.

1249 Salaries, Regular Employees, Bureau of Inspection	\$1,100.00
1263 Salaries, Regular Employees, Div. of Plumbing & House Drainage	2,800.00
	<hr/>
	\$3,900.00

Also

No. 4211. Resolution authorizing and directing the City Controller to transfer the sum of \$500.00 from Code Account 1239, Supplies, to Code Account 1238, Miscellaneous Services, Municipal Hospital.

Which were read and referred to the Committee on Finance.

Also

No. 4212. Communication from Mrs. M. A. Piaget, 147-149 Henderson street, relative to faulty sewer on Jay street, resulting in damage to her property.

Also

No. 4213. Communication from F. W. Schreiber relative to broken sewer main at Fifteenth and Pike streets, resulting in drainage seeping into the basement of his property at 1436 Pike street.

Which were read and referred to the Committee on Public Works.

Mr. Wolk presented

No. 4214. Petition for the vacation of Susannah way, from Albany street to Hamburg street; Rapp way, from Ninetta way to Abbs way; Jennings avenue, from Albany street to Hamburg street; Steel avenue, from Cavett street to Hamburg street; Oldson way, from Cavett street to Hillway way; Ninetta way, from Steel avenue to Springfield avenue; Abbs way, from Steel avenue to Springfield avenue; Albany street, from Steel avenue to Springfield avenue; Costello street, from Chippewa street to Steel avenue; Handy way from Steel avenue to Jennings avenue; Hillway way from Chippewa street to Springfield avenue; Naomi way, from Independence street to Steel avenue, and Wabash square, bounded by Albany street, Jennings avenue, Handy way and Steel avenue.

Also

No. 4215. An Ordinance vacating Susannah way, from Albany street to Hamburg street; Rapp way, from Ninetta way to Abbs way; Jennings avenue, from Albany street to Hamburg street; Steel avenue, from Cavett street to Hamburg street; Oldson way, from Cavett street to Hillway way; Ninetta way, from Steel avenue to Springfield avenue; Abbs way, from Steel avenue to Springfield avenue; Albany street, from Steel avenue to Springfield ave-

nue; Costello street, from Chippewa street to Steel avenue; Handy way, from Steel avenue to Jennings avenue; Hillway way, from Chippewa street to Springfield avenue; Naomi way, from Independence street to Steel avenue, and Wabash square, bounded by Albany street, Jennings avenue, Handy way and Steel avenue, in the Twentieth ward of the City of Pittsburgh.

Also

No. 4216. Petition for the vacation of Robinson street, in the Fifth ward, from Berthoud street to Vera street, and Leven way, in the Fifth ward, from Morgan street to a property line 828.14 feet westwardly therefrom.

Also

No. 4217. An Ordinance vacating Robinson street, from Berthoud street to Vera street, and Leven way, from Morgan street to a property line 828.14 feet westwardly therefrom.

Also

No. 4218. An Ordinance annulling and setting aside the location of Whitridge street, formerly Wallace street, from Berthoud street to Brecknridge street, formerly Turnbull street.

Also

No. 4219. An Ordinance establishing the grade of Rutland street, from Grizella street to a property line 258.99 feet eastwardly therefrom.

Also

No. 4220. An Ordinance fixing the width and position of the northerly sidewalk and roadway of Jay street, from Henderson street to the westerly line of Highview Plan of Lots; providing for slopes, landscaping, retaining walls and steps, and establishing the grade thereof.

Also

No. 4221. An Ordinance establishing the grade of Reed street, from Kirkpatrick street to Soho street.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 4222. An Ordinance authorizing the Mayor and the Director of the Department of Lands and Buildings to extend a lease with the Iron City Sand and Gravel Corporation, for a certain portion of Water street, between South Twenty-first and South

Twenty-third streets, Sixteenth ward, Pittsburgh, Pa.

Also

No. 4223. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement on behalf of the City of Pittsburgh with John M. McGinniss and Garnet A. McGinniss, his wife, for the purchase of certain land in the 18th Ward adjoining McKinley Park, to be paid for by exonerating city taxes on said land and other land owned by John M. McGinniss.

Also

No. 4224. Resolution authorizing and directing the City Controller to transfer the sum of \$1,000.00 from Code Account No. 1022, Salaries, Regular Employees, Police Magistrates, to Code Account No. 1017, Miscellaneous Services, Office of the Mayor.

Also

No. 4225. An Ordinance authorizing the issuance of a warrant in favor of C. C. Crick in the amount of \$979.75 in payment for out of pocket expenses incurred during the months of June, July, August, September and October, 1939, in connection with the advancement of a pure water gravity supply in behalf of the City of Pittsburgh.

Also

No. 4226. Communication from the Department of Assessors submitting estimate of total assessed valuation of taxable real estate for the year 1940.

Also

No. 4227. Communications from the Retail Coal Merchants' Association of Greater Pittsburgh, Retail Meat Dealers' Association, Progressive Independent Merchants' Association of Pennsylvania, and the Congress of Clubs and Club Women of Western Pennsylvania, urging the retention of the Weights and Measures Inspectors in the 1940 budget.

Also

No. 4228. Communication from the Social Service Committee of The College Club of Pittsburgh, urging the inclusion in the 1940 budget of the preventive measures recommended by the Director of the Department of Public Health.

Also

No. 4229. Communication from the Nichols Realty Company, on behalf of The Pittsburgh Valve Foundry Construction Company, requesting adjustment of delinquent city, school and county taxes in order to dispose of a certain portion of said company's property at Twenty-sixth and Railroad streets.

Also

No. 4230. Communication from Pratt & Pratt, Attorneys, representing Miss Helen L. Jacobi, former owner of Lot No. 88 in the Park Edge Acres Plan of Lots, 18th Ward, which the City acquired by Sheriff's deed in 1935, asking on what terms the City will be willing to give a deed for its interest, taxes and municipal claims to Miss Jacobi.

Also

No. 4231. Communication from the Federation of Architects, Engineers, Chemists and Technicians, Chapter No. 4, submitting brief concerning technical employees of the City.

Also

No. 4232. Communication from the 28th Signal Company, Spec. Troops, 28th Division, Pennsylvania National Guard, requesting an appropriation of \$500.00 for 1940.

Also

No. 4233. Communication from James E. Graham, Agent, National Union Fire Insurance Company, asking adjustment of delinquent water bills for the years 1934 to 1938, inclusive, on property of the Loretta Land Company situate at 4223-31 Murray avenue.

Also

No. 4234. Communication from Harry E. Yount, Commander Riverview Post No. 681, American Legion, asking for charity rate for water used at their home at 1714 Davis avenue.

Which were severally read and referred to the Committee on Finance.

Also

No. 4235. Communication from Mrs. Enoch Rauh, 5837 Bartlett street, protesting against Bill No. 3486, An Ordinance amending the Zoning Ordinance by changing from "B" to "A" classification certain property on Bartlett street, near Murray avenue.

Which was read and referred to the

Committee on Public Works.

Also

No. 4236. Communication from the Pittsburgh Central Labor Union, United Brotherhood of Carpenters and Joiners of America, Local No. 211, and Scott F. Marshall, Secretary-Treasurer, Teamsters' Local Union No. 249, protesting the appointment of Elmer J. Holland as police magistrate.

Also

No. 4237. Communications from property owners protesting any increase in the tax millage for 1940.

Which were read, received and filed.

Mr. Wolk at this time presented

No. 4238. An Ordinance re-establishing the grade on Kirkpatrick street, from Reed street to Rose street.

Which was read and referred to the Committee on Public Service and Surveys.

UNFINISHED BUSINESS

Bill No. 3946. Resolution authorizing the City Solicitor to reduce the claim of the American Reduction Company to judgment of \$252,126.10, with interest at the rate of 3% per annum from the dates of the approval of the Wallace Act Ordinances No. 535 of 1938, No. 598 of 1938 and No. 312 of 1939, until the date of the payment of the judgment and interest above referred to.

In Council, December 11, 1939, Read, Committee amendment agreed to, rule suspended, read a second time and amended by adding at the end thereof, the words "until the date of the payment of the judgment and interest above referred to." and agreed to and laid over for reprinting.

And the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler

Garland

Evans

McArdle

Gallagher

Wolk

Noes:—Messrs.

Leonard

O'Toole, (Pres't)

Weir

Ayes 6. Noes 3.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

REPORTS OF COMMITTEES

Mr. Demmler presented

No. 4239. Report of the Committee on Finance for December 12, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4131. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of 100 Non-Profiting Post Binders for the Department of City Planning, and providing for the payment thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

McArdle

Evans

Weir

Gallagher

Wolk

Garland

O'Toole, (Pres't)

Leonard

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4133. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of Ray R. Biddle for \$1,908.06, Nardulli & Sons Co. for \$139.25, M. G. Moshites for \$483.00 and Wayne Crouse, Inc., for \$31.35, in payment for extra work on contracts in connection with P.W.A. projects for the benefit of the City without previous authority of law."

Which was read

Mr. Demmler moved

A suspension of the rule to al-

low the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't).
Leonard	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 4157. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of John A. Galbreath for \$1,076.53 in payment for extra work done on contracts for plumbing at the City Home and Hospitals, Mayview, Pa., for the benefit of the City without previous authority of law."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	McArdle
Gallagher	Weir
Garland	O'Toole, (Pres't).

Noes: Mr. Wolk

Ayes 8. Noes 1.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 1205. Resolution authorizing the issuing of a warrant in favor of Mercy Hospital in the sum of \$529.85, for services rendered Officer Michael Marze due to injuries received by Officer Marze while on duty, and charging same to Code Account No. 44-M, Workmen's Compensation Fund.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Noes: Mr. McArdle

Ayes 8. Noes 1.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4134. Resolution authorizing the issuing of a warrant in favor of G. C. Bickerton and Grace C. Bickerton, his wife, in the sum of \$327.65, in full settlement of their claim for automobile completely demolished when struck by fire truck, while parked at 1505 Fifth avenue, Pittsburgh, on August 3, 1939, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole (Pres't).
Leonard	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4135. Resolution authorizing the issuing of a warrant in favor of Frank L. Marsh and Ann B. Marsh, his wife, Blairsville, Pa., in the sum of \$550.00, in full settlement of their claim for personal injuries and automobile damage sustained May 9, 1939, at 6304 Penn avenue, Pittsburgh, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't).
Leonard	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4165. Resolution authorizing the issuing of a warrant in favor of Maria Testa in the sum of \$1,300.00, subject to the approval of the Law Department and entry of judgment in said amount in settlement of claim of said Maria Testa, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and

final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4153. Resolution authorizing and directing the City Controller to transfer the sum of \$2,402.13 from Code Account No. 1775, Salaries, Regular Employees, as follows:

TO CODE ACCOUNT NOS.

1785 Materials	\$1,200.00
1789 Meter Repair Parts (larger than 1 inch)	1,202.13

\$2,402.13

All within the Distribution Division, Bureau of Water, Department of Public Works.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Evans presented

No. 4240. Report of the Committee on Public Works for December

12, 1939, transmitting a lot plan, several ordinances and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4145. Hartman Heights Plan of Lots, situate in the 12th Ward, Pittsburgh, laid out by Christ W. Hartmann and Mary C. Hartmann, his wife, Frank J. Hartmann and Dorothy Hartmann, his wife, et al, and the dedication of Verona boulevard, Dolce street, Christdale street, Castelli street, Ebel street, Riverhill street, Harjo street, Kite way and Kenne way, as shown thereon.

Which was read, accepted and approved by the following vote:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

Also

Bill No. 4146. An Ordinance entitled, "An Ordinance approving the 'Hartmann Heights Plan of Lots,' situate in the Twelfth Ward of the City of Pittsburgh, as laid out by Christ W. Hartmann and Mary C. Hartmann, his wife; Frank J. Hartmann and Dorothy Hartmann, his wife; Louise Bauer and Frederick Bauer, her husband; William J. Hartmann and Mamie Hartmann, his wife; Annie Hartmann, widow, and Mazie Hartmann Grant, Caroline Hartmann Flath and Herbert K. Flath, her husband; only heirs at law of Thomas F. Hartmann, deceased; Maria Assunta Castelli and Gaetana Castelli, her husband; Salvatore Castelli and Concetta Castelli, his wife; Serafino Piccolino and Natalina Piccolino, his wife; and Antonio Castelli and Pia Castelli, his wife; accepting the dedication of Verona boulevard, Dolce street, Christdale street, Castelli street, Ebel street, Riverhill street, Harjo street, Kite way and Keene way, as shown thereon for public use for highway purposes, and opening and naming the same, and establishing the grades thereof."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and

final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4142. An Ordinance entitled, "An Ordinance providing for a contract for a term of one (1) year for furnishing and maintaining electric lights in the City of Pittsburgh on its streets, boulevards, alleys, by-ways and parks and any other public thoroughfares or places within the corporate limits of said City, and providing for the payment of the costs thereof, and repealing Ordinance No. 85, approved February 28, 1939."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4144. An Ordinance entitled, "An Ordinance accepting the grading, paving and curbing of Conover road, from Hastings street to Junlata place."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4147. Resolution authorizing and directing the Director of the Department of Public Works to grant a leave of absence with pay for the period from December 1, 1939 to February 29, 1940, inclusive, to Robert E. Young, Chief Clerk, Asphalt Plant, Bureau of Highways and Sewers, Department of Public Works, on account of sickness.

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the

ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Garland presented

No. 4241. Report of the Committee on Filtration and Water for December 12, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3461. An Ordinance entitled, "An Ordinance providing for the adoption of a single standard model and type of water meter for installation by the City of Pittsburgh and its water consumers, and providing for the purchase of such meters and meter repair parts."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

The Chair presented

No. 4242.

RESOLVED, That the Depositories of money for the City of Pittsburgh shall be and they are designated as follows, for the year 1940:

ACTIVE ACCOUNT

The Colonial Trust Company.
Peoples-Pittsburgh Trust Company.
The Union Trust Company of Pittsburgh.

INACTIVE ACCOUNT

Allegheny Trust Company.
Brookline Savings and Trust Company.
The Carrick Bank.
The Colonial Trust Company.
Commonwealth Trust Company of Pittsburgh.
Farmers Deposit National Bank.
First National Bank at Pittsburgh.
First National Bank at Pittsburgh (Federal Street Branch).
The Forbes National Bank of Pittsburgh.
Freehold Bank.
Hill Top Bank.
Iron & Glass Dollar Savings Bank of Birmingham.
Keystone National Bank in Pittsburgh.
Manchester Savings Bank and Trust Company.
Mellon National Bank.
National Bank of America in Pittsburgh.
North Side Deposit Bank.
Pitt National Bank.
Peoples-Pittsburgh Trust Company.
Peoples-Pittsburgh Trust Company (Dollar and South Side Branches).
Potter Title and Trust Company.
St. Clair Deposit Bank.
Sheraden Bank
The Union Savings Bank of Pittsburgh, Pa.
The Union Trust Company of Pittsburgh.
Washington Trust Company of Pittsburgh, Pa.
West End Bank.
Western Savings and Deposit Bank.

William Penn Trust Company.
SPECIAL TRUST FUND—Active Account
Peoples-Pittsburgh Trust Company.
Potter Title and Trust Company.

P. W. A. SPECIAL CONSTRUCTION

ACCOUNT—Active and Inactive

Allegheny Trust Company.
The Colonial Trust Company.
Commonwealth Trust Company of Pittsburgh.
Farmers Deposit National Bank.
First National Bank at Pittsburgh.
The Forbes National Bank at Pittsburgh.
Keystone National Bank in Pittsburgh.
Mellon National Bank.
National Bank of America in Pittsburgh.
Peoples-Pittsburgh Trust Company.
Pitt National Bank.
Potter Title and Trust Company.
The Union Trust Company of Pittsburgh.

DELINQUENT TAX FUNDS

Active Account

Peoples-Pittsburgh Trust Company.

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Upon which motion the ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)
Leonard	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Mr. Weir moved

That the Minutes of Council of Monday, December 11, 1939, be approved.

Which motion prevailed.

And there being no further business before the meeting, the Chair declared

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Tuesday, December 26, 1939

No. 56

Municipal Record

ONE HUNDREDTH COUNCIL

COUNCIL

JAMES L. O'TOOLE, Jr.President
EDW. W. LINDSAY.....City Clerk
JAS. W. PATTERSON Ass't City Clerk

Pittsburgh, Pa.

Tuesday, December 26, 1939.

Council met.

Present:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Absent—Mr. McArdle

PRESENTATIONS

Mr. Demmler presented

No. 4243. Communication from the Mayor transmitting copy of letter received from the Judges of the Court of Quarter Sessions relative to the advisability of the assignment of an assistant City Solicitor to the preparation for trial of criminal prosecutions initiated by City police officers.

Which was read and referred to the Committee on Finance.

Mr. Evans presented

No. 4244. Communication from the Department of Public Works advising of extra work required in the amount of \$35.00 on Docket No. Pa. 2154-F, Leech Farm Tuberculosis Sanatorium, Contract No. 7, Plumbing.

Which was read and referred to the Committee on Finance.

Mr. Leonard presented

No. 4245. Communication from the Carpenters' Local Union 165 pro-

testing the appointment of Elmer J. Holland as police magistrate.

Which was read, received and filed.

Mr. Leonard (for Mr. McArdle) presented

No. 4246. Communication from the Director of the Department of Public Health requesting that \$34,000.00 be set aside from Welfare Relief Bonds for the purpose of supplying milk during 1940 for infant and pre school children.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 4247 Communication from the Council of the Borough of Wilkinsburg extending an invitation to the members of Council to attend the dedication of the new Wilkinsburg Municipal building on Monday, January 1, 1940, at 12:30 P. M.

Which was read, received and filed and a copy ordered furnished each member.

REPORTS OF COMMITTEES

Mr. Demmler presented

No. 4248. Report of the Committee on Finance for December 19, 1939, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4130. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Lands and Buildings, for and in behalf of the City of Pittsburgh, to enter into a lease with Dockary O. Covington, his successors and assigns, of premises situate at No. 11 Sachem way, Third Ward, Pittsburgh, Pa."

Which was read

Mr. Demmler moved

A suspension of the rule to al-

low the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4191. An Ordinance entitled, "An Ordinance amending portions of Section 1 of Ordinance No. 403, approved September 10, 1938, entitled, 'An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes', as amended and supplemented".

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4192. An Ordinance entitled, "An Ordinance providing for a contract or contracts to be carried out as a Federal Works Agency, Public Works Administration project, for the construction of a relief sewer on Fifth avenue from McPherson street to a point about 20' south of Hudson place, with a branch relief sewer on McPherson street and North Linden avenue, and providing for the payment of the cost thereof from funds otherwise appropriated therefor".

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4193. An Ordinance entitled, "An Ordinance providing for a contract or contracts to be carried out as a Federal Works Agency, Public

Works Administration project, for furnishing and installing equipment in the Cowley-Goettman Playground Bath and Field House, and providing for the payment of the cost thereof from funds otherwise appropriated therefor".

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4194. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of Twenty-five thousand (\$25,000.00) Dollars for the cost of constructing a sewer on Kirkpatrick street, as relocated, from the intersection with Soho street at Gazzam street to Reed street, and emergency inlets on LaPlace street, near Soho street and near Center avenue, and for engineering and other necessary expenses therefor from Bond Fund No. 136".

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4195. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of a sewer on Kirkpatrick street, as relocated, from the intersection with Soho street at Gazzam street to Reed street, and for the construction of emergency inlets on LaPlace street, near Soho street and near Center avenue, and for the payment of the costs thereof".

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4222. An Ordinance entitled, "An Ordinance authorizing

the Mayor and the Director of the Department of Lands and Buildings to extend a lease with the Iron City Sand and Gravel Corporation, for a certain portion of Water street between South Twenty-first and South Twenty-third streets, Sixteenth Ward, Pittsburgh, Pa."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4132. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Morris Knowles, Incorporated, in the sum of \$2,137.50 for professional services rendered the City of Pittsburgh, without previous authority of law".

Which was read

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 4225. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of C. C. Crick in the amount of \$979.75 in payment for out of pocket expenses incurred during the months of June, July, August, September and October, 1939, in connection with the advancement of a pure water gravity supply in behalf of the City of Pittsburgh."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole. (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 4115. An Ordinance entitled, "An Ordinance authorizing the re-registration of Master Plumbers having a Master Plumber's license issued by the State of Pennsylvania for the year 1939".

In Finance Committee, December 19, 1939, bill read and amended in Section 1 by inserting after the words "the year 1939" the words "and who has previously passed an examination held by the Division of Plumbing of the City of Pittsburgh", and as amended ordered returned to Council with an affirmative recommendation, subject to report from the Law Department.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill as amended in Committee and agreed to by Council was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Demmler also presented

No. 4249.

December 26, 1939.

Council of The City of Pittsburgh.

Gentlemen:

On Bill No. 4115, an Ordinance authorizing the re-registration of master plumbers having a master plumber's license issued by the State of Pennsylvania for the year 1939, which Bill was affirmatively recommended by the Finance Committee subject to a report from this Department as to whether the Bill is within the province of Council, I wish to advise as follows:

The Act of March 31, 1937, greatly amended and extended the regulation of plumbing, etc., within the State and made it applicable to Boroughs and Townships as well as cities. Under that Act for the first time there was a uniform practice set up with respect to the licensing of plumbers outside of the cities. By reason of this Act many plumbers who had heretofore maintained licenses in the City of Pittsburgh received their licenses through the State. The Legislature in the 1939 session repealed the Act of 1937 insofar as it relates to Boroughs and Townships, leaving it to apply only to cities. Under the Act of 1937 a plumber is not required to be re-

examined yearly but merely to register. Section 3 of the Act, which deals with this subject, contains the following proviso:

"A re-examination will not be necessary for registration, unless the licensed master plumber should have failed to make an application for registration at the specified time."

A strict construction of this proviso would lead to the conclusion that inasmuch as those contemplated in Bill No. 4115 had not made application to the City of Pittsburgh for re-registration, it would be necessary for them to submit anew to an examination by the City of Pittsburgh. It is my opinion that such a construction is not a proper one and is not required by the language of this statute. There is nothing to indicate that the application within the specified time must be made to the City of Pittsburgh, and inasmuch as the persons included within the scope of the proposed Ordinance have all been examined by the City of Pittsburgh and have held some plumbing license continuously, it would seem proper, in view of the unusual circumstances arising out of the partial repeal of the Act of 1937, that some relief such as contemplated in the proposed Ordinance be afforded them. The Act of 1937 preserves the right to the municipalities to pass Ordinances not inconsistent with the Act.

To answer your question specifically, it is my opinion that the proposed Ordinance is within the province of Council and does not conflict with the Act of 1937 but is rather in harmony therewith.

Respectfully yours,

Wm. Alvah Stewart,
City Solicitor.

Which was read, received and filed.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Evans	Wolk
Gallagher	O'Toole, (Pres't)
Garland	

Noes:—Mr. Leonard

Ayes 7. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 4095. Resolution authorizing and directing the City Solicitor to stipulate for the entry of judgment in suits against the City of Pittsburgh arising out of the annexation of the Borough of Overbrook, as filed by the Hilltop Record Publishing Company, for use of St. Clair Deposit Bank, et al.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't).

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4183. Resolution authorizing and directing the City Controller to transfer the sum of \$2,000.00 from Code Account No. 1361, Miscellaneous Services, to Code Account No. 1362, Supplies, Bureau of Accounts and Administration, Department of Lands and Buildings.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally

Also

Bill No. 4184. Resolution authorizing and directing the City Controller to transfer the sum of \$400.00 from Code Account No. 1049, Supplies, to Code Account No. 1051, Equipment, Department of City Controller.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4185. Resolution authorizing and directing the City Controller to transfer the sum of \$1,100.00 to Code Account No. 1004, Newspaper Advertising, City Clerk, from the following Code Accounts:

No. 1001	Salaries, Council	-----	\$ 350.00
No. 1003	Miscellaneous Services,		
	City Clerk	-----	150.00
No. 1006	Equipment, City Clerk		200.00
No. 1009	Taxicab, City Clerk	----	400.00

\$1,100.00

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4196. Resolution authorizing and directing the City Controller to transfer the following within the Code Accounts of the Department of Public Works:

From Code Accounts No.:

1506 Salaries, Chief Engineer's Office	\$ 190.00
1518 Salaries, Accounting Division	100.00
1597-1 Salaries, Public Utilities	1,000.00
1608 Salaries, Division Offices, Highways & Sewers	200.00
1635 Materials, Repairing Highways	400.00
1657 Miscellaneous Services, Asphalt Plant	3,900.00
1658 Supplies, Asphalt Plant	200.00
1660 Repairs, Asphalt Plant	500.00
1661 Equipment, Asphalt Plant	300.00
1662 Wages, Vacations, Asphalt Plant	200.00
1754 Equipment, Filtration Div. Water	200.00
1755 Salaries, Mechanical Div. Water	1,300.00
1756 Wages, Mechanical Div. Water	2,000.00
1759 Wages, Mechanical Div. Water	40.00
1761 Wages, Mechanical Div. Water	600.00
1774 Equipment, Mechanical Div. Water	600.00
1777 Wages, Distribution Div. Water	500.00

1786 Repairs, Distribution Div. Water	500.00
1944 Supplies, Bureau of Tests	270.00

Total ----- \$13,000.00

To Code Accounts No.:

1613 Wages, Stables and Yards, Highways and Sewers	\$1,100.00
1624 Wages, 4th Quarter, Cleaning Highways	8,100.00
1633 Wages, 4th Quarter, Repairing Highways	3,500.00
1646 Wages, 4th Quarter, Boardwalks & Steps	300.00

Total ----- \$13,000.00

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4205. Resolution authorizing and directing the City Controller to transfer \$6,000.00 from Code Account No. 1461, Regular Salaries, Bureau of Fire, to Code Account No. 56-M, Firemen's Relief and Pension Fund, Department of Public Safety.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole. (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4210. Resolution authorizing and directing the City Controller to transfer the sum of \$3,900.00 as follows:

From Code Accounts No.:	
1216 Salaries, Regular Employees, Division of Transmissible Diseases	\$1,241.00
1243 Salaries, Regular Employees, Bureau of Child Welfare	388.00
1270 Salaries, Regular Employees, Division of Housing and Sanitary Inspection	2,271.00
Total	\$3,900.00
To Code Accounts No.:	
1249 Salaries, Regular Employees, Bureau of Inspection	\$1,100.00
1263 Salaries, Regular Employees, Division of Plumbing and House Drainage	2,800.00
Total	\$3,900.00

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole. (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4224. Resolution authorizing and directing the City Controller to transfer the sum of \$1,000.00 from Code Account No. 1022, Salaries, Regular Employees, Police Magistrates, to Code Account No. 1017, Miscellaneous Services, Office of the Mayor.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole. (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3937. Resolution authorizing and directing the City Controller to make the following transfers in the Department of Public Safety:

From Code Accounts No.:

1447 Miscellaneous Services, Bureau of Police	\$700.00
1469 Fire Hose, Bureau of Fire	750.00

To Code Accounts No.:

1448 Carfare, Bureau of Police	\$700.00
1465 Materials, Bureau of Fire	750.00

In Finance Committee, December 19, 1939, read and amended by striking out the items:

"Code Acct. No. 1469, Fire Hose, Bureau of Fire" \$750.00"

"Code Acct. No. 1465, Materials,

Bureau of Fire" \$750.00", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution as amended in Committee and agreed to by Council was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Demmler also presented

No. 4250. Report of the Committee on Finance for December 20, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also

Bill No. 4223. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement, on behalf of the City of Pittsburgh, with John M. McGinnis and Garnet A. McGinnis, his wife, for the purchase of certain land in the 18th Ward adjoining McKinley Park, to be paid for by exonerating City taxes on said land and other land owned by John M. McGinnis."

In Finance Committee, December 20, 1939, bill read and amended in Section 1 by striking out and by inserting as shown in red, and in the title by striking out the words "said land and," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the

Finance Committee be agreed to.

Which motion prevailed.

And the bill as amended in Committee and agreed to by Council was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Demmler also presented

No. 4251. Report of the Committee on Finance for December 22, 1939, transmitting two ordinances to Council.

Which was read, received and filed.

Mr. Demmler moved

A suspension of Rule 8 providing for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from Committee, at least 48 hours previous to their final consideration by Council.

Which motion prevailed.

Mr. Demmler also presented with an affirmative recommendation.

Bill No. 4178. An Ordinance entitled, "An Ordinance levying and assessing taxes and water rents for the fiscal year beginning January 1, 1940 and ending December 31, 1940, upon all property subject to taxation within the limits of the City of Pittsburgh."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Evans	Wolk
Gallagher	OToole, (Pres't)
Leonard	

Noes:—Mr. Garland

When the name of Mr. Evans was called, he arose and said:

It is with great regret that I am voting for a raise in real estate taxes this year. I am thoroughly conscious of the great depression that exists in real estate values and of the distress of the taxpayers of Pittsburgh and know probably as well as anyone that they are not in a position to stand an increase in taxes. The present fiscal condition of the City of Pittsburgh is known to everyone. The City is ending its fiscal year with a large deficit which demonstrates to me, at least, that the present tax rate will not raise sufficient income if carried into next year to maintain the ordinary functions of the City. Taxpayers are making continued demands for further services. We have been compelled to deny the additional policemen which are much needed. Our street cleaning and repair force has been reduced at present to barely one half of what it was a few years ago. There was published in one of the newspapers during the past week pictures of many specific spots and where repairs are needed which we have been unable to take care of with the present force. There are a great many things which should be done which we cannot do.

With regard to the delinquent tax situation, we will end the year with

approximately thirteen millions of uncollected taxes on our books. It is proposed, during the coming year, in conjunction with the other two taxing bodies, to carry on a vigorous campaign for the collection of these taxes, and we have set up in our budget an estimated collection of delinquent taxes of three million dollars, which I firmly believe can be accomplished. We have been holding conferences with representatives of the School Board and the County during the past weeks and are assured of their cooperation. It is perfectly obvious that one of the taxing bodies can accomplish little alone as any foreclosure for taxes by one of the taxing bodies still leaves the taxes of the other two bodies, so that it is necessary for them all to be cleaned up at one time in order to establish a marketable title.

Various estimates have appeared in the newspapers with respect to the percentage of increase. I have calculated several typical cases which are as follows: On a typical working man's home assessed at \$5,000.00—\$1,000.00 for land and \$4,000.00 for the house—the taxes for the year 1939 were \$123.05. Under the new tax rate the taxes for 1940 will be \$127.75, which indicates an increase of \$4.70, or a fraction less than 4% increase over 1939. If the assessment on this property were reversed and we would consider a \$4,000.00 lot upon which we have built a \$1,000.00 shack, the increase would be from \$153.95 in 1939 to \$162.25 in 1940, showing an increase of \$8.30, or an increase of 5½%. Using an illustration of an investment property in which the building is assessed at \$180,000.00 and the land at \$30,000.00 the taxes for 1939 are \$5,049.50 and for 1940, \$5,227.50, indicating an increase of 1940 taxes over 1939 at the new rate of \$178.00, or 3½%. Taking another illustration of \$100,000.00 lot used for parking purposes on which there is no building, the taxes on this lot for 1939 were \$3,285.00, while for 1940 they will be \$3,475.00, indicating an increase of \$190.00, which is 5¾% increase in 1940 over 1939. An analysis of these figures will indicate that there is a heavier penalty on poorly or unimproved property than there is on well improved property, which illustrates the favorable effect of the graded tax law on the better improved properties. In other words,

I think I could substantiate the claim that 95% of the small home owners are benefited by the graded tax law by having lower taxes than they would have under the flat millage system in which the millage would be the same on the house as on the lot.

I think that the serious financial crisis that is confronting the two large cities of Pennsylvania, (Philadelphia and Pittsburgh) which contain approximately one-third of the population of the State, is sufficiently serious for the taxpayers to make a demand that a special session of the legislature be called for the sole and only purpose of authorizing new charters for these two cities, in which equitable system of taxation should be set up. An enormous amount of property in Pittsburgh and Philadelphia are exempt from taxation, which of course, makes higher taxes for those who are not exempt. The most valuable properties in any City are its streets and highways, and so long as the use of these streets and highways are granted free to public utilities, although holding the same status as other privately owned real estate, we cannot hope for any relief in real estate taxes. The State taxes automobile owners for the use of streets and public roads by placing on them a gas tax and license tax. I see no reason for granting the use of the streets to public utility corporations without a corresponding charge.

I hear rumbles around of a tax strike. It means that the taxpayers would stop paying taxes. This would bring about a crisis which should force action on the part of the legislature in the matter of granting to the cities greater power in taxation. Certainly the time has come in the light of the present crisis for drastic action.

Another factor which I think enters into the picture is the trend of the urban population to move to the suburbs. In Ross Township this year the assessments were increased in excess of \$900,000.00; whereas in every ward in the City of Pittsburgh the assessments have been reduced. The present increase in millage is barely sufficient to overcome the reduction of income which the City will have in 1940 due to this reduction in assessments.

Mr. Garland arose and said:

Mr. President:—I don't want to get into any controversy, and it was not my intention to do anything but vote against the two bills, the Tax Levy and the Refunding Ordinance, but I would like to ask Mr. Evans a question.

Mr. Evans, I take it you have used the reduction made by the School Board, the County tax and the City tax in stating that the City tax boost is only four per cent?

Mr. Evans said:

No, I am talking only about City taxes.

Mr. Garland said:

Then you can't figure; you are wrong.

Mr. Evans said:

I'm not wrong. I have figured it down to the penny.

Mr. Garland said:

I'll bet dollars to doughnuts that the City tax increase is 11.7 per cent higher than this year. I'll bet you \$100 to \$1 your figures are not true.

The Chair said:

I'm against gambling, and I'll not permit Mr. Evans to take the offer.

Mr. Garland said:

Mr. President:—One other point, Mr. Evans, you speak of assessed valuations. How do you know what the assessed valuations are? I don't know. I asked repeatedly for the valuations by Wards and was told no such figures could be given. You have something I wasn't able to get. Chief Assessor Percy Williams said he couldn't give it to me. I say property in Pittsburgh won't stand a 11.7 per cent tax increase, and I'm voting 'No' on the tax increase and 'No' on the refunding.

Another point you brought out, Mr. Evans, is that the taxpayers of Pittsburgh may ask for a special session of the State Legislature and seek relief from the tax burden. You couldn't do that in the four years that the Democrats controlled the Legislature under Governor Earle, and we also had a Democratic Council—do you expect to do it now?

Mr. Evans said:

Governor James said he was going to give us a reduction in taxes.

Ayes 7. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4088. An Ordinance entitled, "An Ordinance authorizing and directing the issuance and sale of refunding bonds of the City of Pittsburgh in the aggregate principal amount of \$2,602,100.00, for the purpose of refunding that part of the indebtedness of the City to mature during the year 1940, evidenced by outstanding bonds of the City originally authorized by the electorate of the City and commonly known as 'People's Bonds' said maturing People's Bonds being in amount of \$2,602,100.00, and providing for funds for the redemption of said refunding bonds and the payment of interest and State tax on said refunding bonds."

In Finance Committee, December 22, 1939, bill read and amended in the preamble and in Sections 1, 3, 5 and 7 by striking out and by inserting as shown in red, and in the title by striking out in two places the amount "\$2,602,100.00" and by inserting in lieu thereof the amount "\$2,398,000.00," and by inserting after the words "to mature during" the words "March, April, May, June, July, August, September, October, November and December in," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill as amended in Committee and agreed to by Council was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Evans

Gallagher

Leonard

Weir

Wolk

O'Toole, (Pres't)

Noes:—Mr. Garland.

Ayes 7. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Evans presented

No. 4252. Report of the Committee on Public Works for December 19, 1939, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3701. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E15, by changing from an 'A' Residence District to a Commercial District, all that certain property bounded by Melwood avenue, Finland street, Flavian street, Croesus way, and Ridgway street."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Evans

Gallagher

Garland

Leonard

Weir

Wolk

O'Toole, (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the Act of Assembly of May 11, 1921, which provides that, where a protest is filed against a proposed zoning amend-

ment, a three-fourths vote of all the members of Council in the affirmative shall be required for final passage.

Also

Bill No. 4058. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—O—E30, by (a) changing from an 'A' Residence, One Hundred Foot and Fourth Area District to a Commercial, Forty-five Foot and Second Area District, all that certain property bounded by Forward avenue, the easterly line of the present Commercial District at the north corner of Forward avenue and Saline street and same extended, a line parallel with and distant 175 feet northwestwardly from Forward avenue, the rear lines of properties having frontage on Pocusset street, the northeasterly line of property, now or late of H. Cornman, a line parallel with and distant 75 feet southwardly from Pocusset street, the westerly line of property, now or late of Gra-Co., Inc., a line parallel with and distant 60 feet southwardly from Pocusset street, and the line of the present Commercial District southwest of Murray avenue; (b) changing from a Third Area to a Second Area District, all that certain property at the north corner of Saline street and Forward avenue, having a total frontage of 290.65 feet, which extends from the property line 101.98 feet west of the point of curve on Saline street to the property line 91.17 feet east of the point of tangent on Forward avenue, and a uniform depth of 125 feet; (c) including within the 'B' Residence, Thirty-five Foot and First Area District, all that certain property now classified 'A' Residence, One Hundred Foot and Fourth Area District bounded by the line of the present 'B' Residence District south of Pocusset street, a line parallel with and distant 175 feet northwestwardly from Forward avenue, the southwestery line of property, now or late of D. West, and the northerly lines of the present Commercial District at the north corner of Forward avenue and Saline street; (d) changing from an 'A' Residence, One Hundred Foot and Fourth Area District to a 'B' Residence, Thirty-five Foot and Second Area District, all that certain property bounded by Pocusset street; the line of the present Commercial District southwest of Murray avenue; a line parallel

with and distant 60 feet southwardly from Pocusset street; the westerly line of property now or late of the Gra-Co Inc.; a line parallel with and distant 75 feet southeastwardly from Pocusset street and the northeasterly line of property, now or late of H. Cornman; (e) changing from a One Hundred Foot and Fourth Area District to a Thirty-five Foot and Third Area District, all that certain property bounded by Pocusset street, Murray avenue, Forward avenue and a line perpendicular to Pocusset street and distant 225 feet westwardly along the southerly side of Pocusset street from Murray avenue; (f) changing from a Fourth Area District to a Third Area District, all that certain property bounded by Forward avenue, Murray avenue, and the southwestery line of property now or late of M. Donlan, et al.; (g) changing from a One Hundred Foot and Fourth Area District to a Forty-five Foot and Second Area District, all that certain property bounded by Murray avenue, Saline street, Forward avenue and the southwestery line of property now or late of M. Donlan, et al."

Which was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4059. An Ordinance entitled, "An Ordinance amending Zon-

ing Ordinance No. 372, approved August 9, 1923, by adding a new Section, 13-B, providing for the establishment, erection or enlargement of a Funeral Home in an 'A' Residence District under certain conditions."

Which was read

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Evans presented with a negative recommendation,

Bill No. 3466. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, by changing Zone Map, Sheet Z—E10—30, by changing from a 'B' Residence Use, Thirty-five Foot Height and First Area District to an 'A' Residence Use, Forty-five Foot Height and Third Area District, all that certain property extending eastwardly along the northerly side of Bartlett street, a distance of 70.63 feet from the line of the Commercial District east of Murray avenue."

Which was read.

Mr. Evans moved

That further action on the bill be indefinitely postponed.

Which motion prevailed.

Mr. Wolk presented

No. 4253. Report of the Committee on Public Service and Surveys for December 19, 1939, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4215. An Ordinance entitled, "An Ordinance vacating Susanah way, from Albany street to Hamburg street; Rapp way, from Ninetta way to Abbs way; Jennings avenue, from Albany street to Hamburg street; Steel avenue, from Cavett street to Hamburg street; Oldson way, from Cavett street to Hillway way; Ninetta way, from Steel avenue to Springfield avenue; Abbs way, from Steel avenue to Springfield avenue; Albany street, from Steel avenue to Springfield avenue; Costello street, from Chippewa street to Steel avenue; Handy way, from Steel avenue to Jennings avenue; Hillway way, from Chippewa street to Springfield avenue; Naomi way, from Independence street to Steel avenue, and Wabash square, bounded by Albany street, Jennings avenue, Handy way and Steel avenue, in the Twentieth Ward of the City of Pittsburgh."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4217. An Ordinance entitled, "An Ordinance vacating Robinson street, from Berthoud street to Vera street, and Leven way, from Morgan street to a property line 828.14 feet westwardly therefrom."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4218. An Ordinance entitled, "An Ordinance annulling and setting aside the location of Whitridge street, formerly Wallace street, from Berthoud street to Breckenridge street, formerly Turnbull street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4219. An Ordinance entitled, "An Ordinance establishing the grade of Rutland street, from Grizella street to a property line 258.99 feet eastwardly therefrom."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4220. An Ordinance entitled, "An Ordinance fixing the width and position of the northerly sidewalk and roadway of Jay street, from Henderson street to the westerly line of the Highview Plan of Lots; providing for slopes, landscaping, retaining walls and steps, and establishing the grade thereof."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No 4221. An Ordinance entitled, "An Ordinance establishing the grade of Reed street, from Kirkpatrick street to Soho street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4238. An Ordinance entitled, "An Ordinance re-establishing the grade of Kirkpatrick street, from Reed street to Rose street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Leonard presented

No. 4254. Report of the Committee on Public Safety for December 19, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4206. An Ordinance entitled, "An Ordinance supplementing Ordinance No. 335, entitled, 'An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof,' approved October 3, 1922, as amended and supplemented, by adding certain specified portions of Alderson street and Second avenue to certain existing designated paragraphs thereof."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Gallagher presented

No. 4255. Report of the Committee on Public Welfare for December 19, 1939, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 4200. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the finishing of dentures for patients in the City Home and Hospitals, Mayview, Pa., for the year 1940, and providing for the payment of the cost thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk,
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4204. An Ordinance entitled, "An Ordinance providing for a contract or contracts for burial and ambulance hire for the year 1940, for the Department of Public Welfare, City of Pittsburgh, and providing for the payment thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Gallagher moved

That the following members be excused for absence from Council and Committee meetings:

Mr. Evans on December 6, 1939;

Mr. Leonard on December 6, 1939;

Mr. Weir on November 28, 29, December 4 and 13, 1939.

Which motion prevailed.

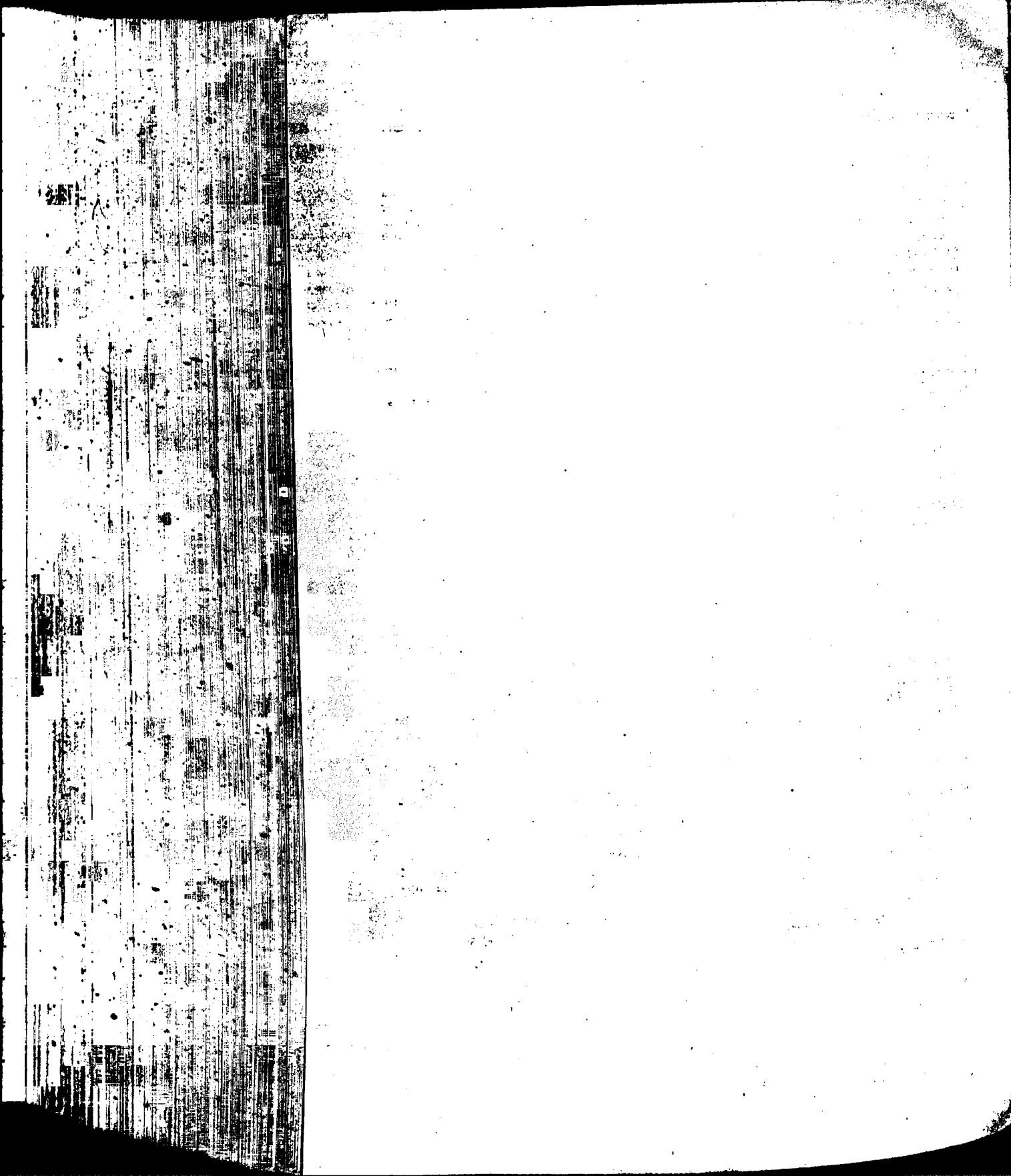
Mr. Weir moved

That the Minutes of Council of Monday, December 18, 1939, be approved.

Which motion prevailed.

And upon motion of Mr. Weir

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

VOL. LXXIII

Friday, December 29, 1939

No. 57

Municipal Record

ONE HUNDREDTH COUNCIL COUNCIL

JAMES L. O'TOOLE, Jr. President
EDW. W. LINDSAY City Clerk
JAS. W. PATTERSON .. Ass't City Clerk

Council met pursuant to the following call:

Pittsburgh, Pa.
December 27, 1939.

Mr. E. W. Lindsay,
Clerk of Council.

Dear Sir:

Please call a special meeting of Council for Friday, December 29, 1939, at 3:00 o'clock, P. M., for the consideration of the report of the Committee on Finance, and such other business as may come before the meeting.

Yours very truly,
James L. O'Toole, Jr.,
President of Council.

Which was read, received and filed.

Present Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Absent:—Mr. McArdle.

REPORTS OF COMMITTEES

Mr. Demmler presented

No. 4256. Report of the Committee on Finance for December 19, 1939, transmitting a communication to Council.

Which was read, received and filed.

Also

Bill No. 4226.

DEPARTMENT OF ASSESSORS
Pittsburgh, Pa.
December 16, 1939.

Finance Committee,
City Council,
City of Pittsburgh.
Gentlemen:

In reply to your letter of December 13th, I wish to report that our estimate of the total assessed valuation of taxable real estate for the year 1940 is as follows:

Land	\$476,000,000.00
Buildings	542,000,000.00

Total

Total	\$1,018,000,000.00
-------------	--------------------

This estimate, which you will note is approximately 80 million dollars lower than the 1939 city assessment, is based upon reductions made prior to appeals and those which have already been made on appeals and undertakes to anticipate further reductions that must necessarily be made on unfinished appeals.

It is not possible at this time to furnish a statement of valuation by wards for 1940 or even an approximation of such figures, owing to the fact that totals have not yet been compiled and the assessment record books cannot be closed before December 31st. I can state, however, that reductions to a greater or less extent are being made in every ward of the city and very substantial reductions are being made in a number of wards, including commercial, industrial and residential areas.

Our purpose is to equalize assessments rather than to make a uniform flat reduction and the Board is taking into consideration the fact that very substantial reductions were made in

many wards at the last triennial assessment when the total reduction for the entire city exceeded 70 million dollars.

A total of 9,460 appeals have been filed with the Board of Assessors and a large percentage of these will require hearings before the Board of Assessors acting as a Board of Revision, hence we do not expect that it will be possible to complete the triennial assessment before July 1st. In submitting the foregoing estimate, we have allowed a substantial margin to provide for numerous adjustments which will be necessary after the hearing of these appeals.

Respectfully yours,
P. R. Williams,
Chief Assessor.

In Finance Committee, December 19, 1939, read and ordered returned to Council to be printed in the record.

Which was read, received and filed, and ordered printed in the record.

Mr. Demmler also presented

No. 4257. Report of the Committee on Finance for December 27, 1939, transmitting an ordinance and several resolutions to Council.

Which was read, received and filed.

Mr. Demmler moved

A suspension of Rule 8, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from Committee, at least forty-eight hours previous to their final consideration by Council.

Which motion prevailed.

Mr. Demmler also presented, with an affirmative recommendation,

Bill No. 4181. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Ernest P. Goodrich in the sum of \$2,300.00 for professional services rendered the City of Pittsburgh without previous authority of law."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole. (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 4044. Resolution authorizing and directing the City Solicitor to agree to the entry of judgment against the City of Pittsburgh and in favor of Rebecca Sobel, in the sum of \$350.00, in a suit pending in the Court of Common Pleas of Allegheny County at No. 540 January Term, 1937, on condition that the plaintiff, Rebecca Sobel, shall agree to the entry of said judgment in the sum of \$350.00 against the City of Pittsburgh, and the acceptance of same, as complete satisfaction of all claims against the City of Pittsburgh, in the aforesaid proceedings, for personal injuries sustained to Rebecca Sobel on April 3, 1936, on the sidewalk on St. Clair street, at the southeast corner of Bryant and St. Clair streets, Pittsburgh, Pa.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole. (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Coun

cil being in the affirmative, the resolution passed finally.

Also

Bill No. 4202. Resolution authorizing and directing the City Controller to transfer the sum of \$875.00 from Emergency Appropriation No. 1290-6, Quarantine Relief and Burials, to the following Code Accounts, all within the Department of Public Welfare:

No. 1290-7	Emergency Appro.	
	Care of Patients other	
	Districts	\$200.00
No. 1290-21	Emergency Appro.	
	Pasteur Treatment	450.00
No. 1290-22	Emergency Appro.	
	Supplies	225.00
		\$875.00

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4211. Resolution authorizing and directing the City Controller to transfer the sum of \$500.00 from Code Account 1239, Supplies, to Code Account 1238, Miscellaneous Services, Municipal Hospital.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the

ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4190. Resolution authorizing and directing the issuing of warrants in the amounts herein below set forth, drawn on respective construction accounts of the several Public Works Administration Dockets, for payment of legal opinions furnished in connection with the issuance of bonds to provide for the City's share of the cost of Public Works Administration Program of Public Improvements:

Pa. Docket	No.	Amount	Code Account
1590	-----	\$470.25	1-A
1591	-----	182.88	11-A
1599	-----	21.37	10-A
1600	-----	54.63	14-A
1601	-----	30.87	12-A
1604	-----	42.75	4-A
1612	-----	59.38	15-A
1616	-----	261.25	8-A
1631	-----	505.88	2-A
1633	-----	71.25	16-A
1635	-----	59.37	9-A
1649	-----	76.00	17-A
1968	-----	142.50	13-A
1970	-----	249.37	3-A
1996	-----	23.75	7-A
2208	-----	83.13	22-A
2299	-----	40.37	23-A
2154	-----	200.00	
Total	-----	\$2,575.00	

In Finance Committee, December 27, 1939, read and amended by inserting after the words "hereinbelow set forth" the words "in favor of Reed, Smith, Shaw and McClay," and after the amount "\$200.00" the figures "137." and as amended ordered returned to Council with an affirmative recommendation.

Which was read

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution as amended in Committee and agreed to by Council was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Demmler also presented

No. 4258. Report of the Committee on Finance for December 27, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also

Bill No. 4179. An Ordinance entitled, "An Ordinance making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year, beginning January 1, 1940."

In Finance Committee, December 27, 1939, bill read and amended by inserting Sections 1, 2, 3, 4 and 5, and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to in Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Demmler also presented
No. 4259.

Pittsburgh, Pa.
December 28, 1939.

President and Members,
City Council,
City of Pittsburgh.
Gentlemen:

This is to certify that appropriation Bill No. 4179 as presented to Council is in accordance with the action of the Finance Committee and has been checked against the record of the Clerk of the Finance Committee.

Respectfully yours,

RICHARD NEFF,
Budget Controller.

Attested to:
John SCHLIPP, JR.,
Clerk of Finance Committee.

Which was read, received and filed.

And the bill as read a second time was agreed to,

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Noes:—Mr. Garland.

Ayes 7. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Evans presented

No. 4260. Report of the Committee on Public Works for December 27, 1939, transmitting an ordinance to Council.

Which was read, received and filed.

Also

Bill No. 4143. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into an agreement with Harry J. Hoffman and Anna K. Hoffman permitting the City of Pittsburgh to dump and to dispose of street sweepings and other refuse de-

livered by vehicles of the Department of Public Works to a dump owned by Harry J. and Anna Hoffman in the Twenty-sixth Ward, City of Pittsburgh, and permitting the City of Pittsburgh to store materials and equipment thereon at a total charge of \$2,400.00 per year."

In Public Works Committee, December 27, 1939, read and amended in Section 6 by striking out and by inserting as shown in red and in the title by striking out the words "\$2,400.00 per year" and by inserting in lieu thereof the words "\$2,000.00 per year, payable monthly," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Evans moved

That the amendments of the Public Works Committee be agreed to. Which motion prevailed.

And the bill as amended in Committee and agreed to by Council was read.

Mr. Evans moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Garland presented

No. 4261.

WHEREAS, The old Wilmot Street Bridge is about to be torn down and alongside of said location there has

been erected a larger and more modern structure which will be ready for use during the coming week, said Bridge connecting the Boulevard of the Allies with Schenley Park; and

WHEREAS, This Council desires to honor the memory of one of its former Councilmen, who rendered faithful service to his City and whose word was as good as his bond; and

WHEREAS, It is a matter of record that Charles Anderson was a member of one of Pittsburgh's oldest families. His grandfather, Robert Anderson, was appointed Postmaster of Pittsburgh 86 years ago, serving from 1853 to 1858 under two administrations, those of President Franklin Pierce and President James Buchanan. Robert Anderson also served his Country as Colonel of the 9th Pennsylvania Reserves in the Civil War; and Councilman Charles Anderson's son, Charles Anderson, Jr., 17 years old, served his Country in the World War, being killed in action. Therefore, be it

RESOLVED, That said new structure shall henceforth be known as "THE CHARLES ANDERSON MEMORIAL BRIDGE," in memory of the late Councilman of that name who served the City faithfully for almost 20 years as a member of the City Council; and be it further

RESOLVED, That the Mayor and the Director of the Department of Public Works be requested to place upon the structure a suitable tablet bearing the name of the structure, in addition to other information concerning its erection.

Which was read.

Mr. Garland moved

The adoption of the resolution. Upon which motion the ayes and noes were ordered taken and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Evans	Weir
Gallagher	Wolk
Garland	O'Toole (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Mr. Gallagher moved

That Mr. McArdle be excused
for absence from Council and Com-
mittee meetings on December 26, 27
and 29, 1939.

Which motion prevailed.
And upon motion of Mr. Garland.
Council adjourned.

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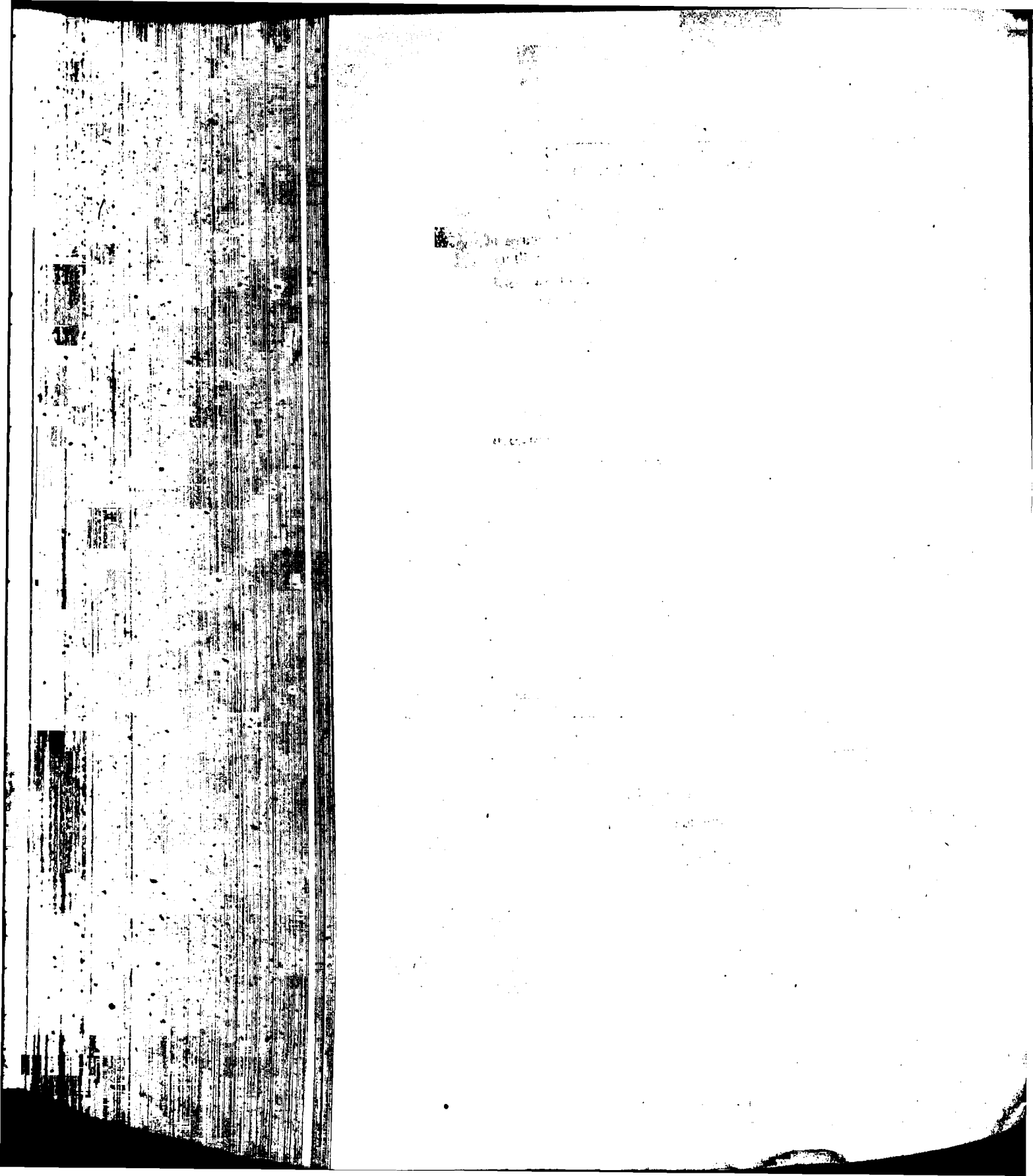
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APPENDIX

No. 1

AN ORDINANCE — Appropriating the sum of Five Thousand Five Hundred Dollars (\$5,500.00) from Bond Fund No. 131 for the payment of the City's share of the cost, including salaries, to carry out and complete certain survey and planning work as conducted by the Department of City Planning in conjunction with the Federal Works Progress Administration.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of Five Thousand Five Hundred Dollars (\$5,500.00) or so much thereof as may be necessary, shall be and the same is hereby appropriated from Bond Fund No. 131 for the payment of the City's share of the cost, including salaries, to carry out and complete certain Planning Investigation, Delinquent Tax Survey Records, Obtaining, Compiling and Mapping Land Use Data and portions of the Geodetic and Topographic Survey in conjunction with the Federal Works Progress Administration.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 9, 1939.

Approved January 14, 1939.

Ordinance Book 49, Page 456.

No. 2

AN ORDINANCE—Amending Section I of Ordinance No. 539, approved November 23, 1938, entitled "An Ordinance

providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the sewerage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor," and as amended by Ordinance No. 561, approved December 6, 1938.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Section I of Ordinance No. 539, approved November 23, 1938, entitled—"An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the sewerage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor and as amended by Ordinance 561, approved December 6, 1938," shall be amended in the following manner:*

The lines which read as follows:

Pa. Docket No.	Estimated Cost
2208—Construction and equipment of Field Houses, General Construction Work -----	\$100,000.00
2299—Broadhead Fording Road Relief Sewer -----	60,000.00
shall be changed to read:	
Pa. Docket No.	Estimated Cost
2208—Construction and equipment of Field Houses, General Construction Work -----	\$120,000.00

2299—Broadhead Fording Road
Relief Sewer ----- 75,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 9, 1939.

Approved January 16, 1939.

Ordinance Book 49, Page 456.

No. 3

AN ORDINANCE—Appropriating and setting aside the aggregate amount of \$350,000.00 from the proceeds derived from the sale of \$350,000.00 short term promissory notes for the payment of the cost, including engineering and other necessary expenses, for the construction of hospital buildings, alterations and additions to existing hospital buildings, and the construction of a new boiler house or heating plant at Leech Farm Sanitorium, including necessary equipment, reconstruction of utilities and improvements to grounds, in the Department of Public Health.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of \$350,000.00 be and the same is hereby set apart and appropriated in the Department of Public Health, from the proceeds derived from the sale of \$350,000.00 short term promissory notes for payment of the cost, including engineering and other necessary expenses, for the construction of hospital buildings, alterations and additions to existing hospital buildings, and the construction of a new boiler house or heating plant at Leech Farm Sanitorium, including necessary equipment, reconstruction of utilities and improvements to grounds, in the Department of Public Health.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 9, 1939.

Approved January 16, 1939.

Ordinance Book 49, Page 457.

No. 4

AN ORDINANCE—Appropriating and setting aside the aggregate amount of \$300,000.00 from the proceeds derived from the sale of \$300,000.00 short term promissory notes for the payment of the cost, including engineering and other necessary expenses, for the construction, equipping, establishing and furnishing of a Municipal Hospital and auxiliary buildings in the Department of Public Health.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of \$300,000.00 be and the same is hereby set apart and appropriated in the Department of Public Health, from the proceeds derived from the sale of \$300,000.00 short term promissory notes for payment of the cost, including engineering and other necessary expenses, for the construction, equipping, establishing and furnishing of a Municipal Hospital and Auxiliary buildings in the Department of Public Health.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 9, 1939.

Approved January 16, 1939.

Ordinance Book 49, Page 458.

No. 5

AN ORDINANCE—Appropriating and setting aside the sum of \$40,000.00 from Bond Fund No. 188, Welfare Relief Bonds 1938, to provide funds to continue an unemployment relief project authorized by Ordinance No. 200, approved June 5th, 1937, in conjunction with the Federal Works Progress Administration, to provide employment for needy persons in the maintenance and operation of a sewing room for making various types of garments to be distributed to needy families, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of \$40,000.00 is hereby set aside and appropriated from Bond Fund No. 188, Welfare Relief Bonds 1938, for the purpose of paying the costs in the operation of an unemployment relief project authorized by Ordinance No. 200, approved June 5th, 1937, in conjunction with the Federal Works Progress Administration for a sewing project to provide employment for needy persons in the maintenance and operation of sewing rooms for making all types of garments to be distributed to needy families who are residents of the City of Pittsburgh.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 9, 1939.

Approved January 16, 1939.

Ordinance Book 49, Page 458.

No. 6

AN ORDINANCE — Appropriating and setting aside the aggregate amount of \$39,000.00, including engineering and other necessary expenses, for improvements to public recreation and sewer systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$2,000,000.00 short-term promissory notes.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the following sums, or so much thereof as may be necessary, are hereby set apart and appropriated in the Department of Public Works, from the proceeds derived from the sale of \$2,000,000.00 short-term promissory notes for payment of the cost, including engineering and other necessary expenses, for making improvements to the recreation and sewer systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, as respectively set forth:*

Docket No.	Construction Cost	Engineering and Other Necessary Expenses	Total
2208 13 Filter Houses in various swimming pools throughout the City with Filter Equipment and Appurtenances -----	\$20,000.00	\$2,000.00	\$22,000.00
2299 Relief Sewers—California Avenue Broadhead-Fording Road Nittany and Valley Rue Streets-----	15,000.00	2,000.00	17,000.00
TOTAL -----	\$35,000.00	\$4,000.00	\$39,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 9, 1939.

Approved January 16, 1939.

Ordinance Book, Vol. 49, Page 459.

Department of Lands and Buildings to extend a lease with the Iron City Sand and Gravel Corporation, for a certain portion of Water Street between South Twenty-first and South Twenty-third Streets, Sixteenth Ward, Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby authorized and directed to extend a lease with the*

No. 7

AN ORDINANCE — Authorizing the Mayor and the Director of the

Iron City Sand and Gravel Corporation, for a certain portion of Water street between South Twenty-first and South Twenty-third streets, Sixteenth Ward, Pittsburgh, Pa., for a period of one year, commencing January 1, 1939, and expiring December 31, 1939, at an annual rental of Three Thousand Dollars (\$3,000.00), under the same terms, conditions and provisions as recited in Ordinance No. 489, approved December 28, 1937.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 9, 1939.

Approved January 16, 1939.

Ordinance Book 49, Page 459.

No. 8

AN ORDINANCE — Providing for contracts for furnishing labor, materials, and/or services necessary for the construction, reconstruction, maintenance, repair, and/or operation of buildings, structures, and other properties and their appurtenances, of the City of Pittsburgh in the custody of the Department of Lands and Buildings, for the calendar year 1939, and providing for payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Lands and Buildings shall be and they are hereby authorized and directed to invite proposals and award contracts for furnishing labor, materials, and/or services necessary for boiler repair, roofing repair, night watch and fire alarm service, refrigeration service, lettering on doors, keys and locks, machinery repair, laundry service, typewriter inspection, time clock service, and any other proper and necessary work required for the use and advantage of the City of Pittsburgh in the construction, reconstruction, maintenance, repair, and/or operation of buildings, structures, and any other property and appurtenances of the City*

of Pittsburgh in the custody of the Department of Lands and Buildings, for the calendar year 1939, and to enter into contracts therefor, in accordance with the laws and ordinances governing said City.

Section 2. That the cost thereof shall be and the same are hereby made payable from funds appropriated for construction, reconstruction, miscellaneous services or for repairs, which ever may be proper to the character of work performed, in various accounts all under the supervision of the Department of Lands and Buildings, and the Mayor be and he is hereby authorized and directed to issue and the Controller to counter-sign warrants drawn on said funds in payment of same.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 9, 1939.

Approved January 16, 1939.

Ordinance Book 49, Page 460.

No. 9

AN ORDINANCE — Authorizing and directing the construction of a public sewer on a private 20' street, commonly called "Bonifay Street," from a point about one hundred twenty (120') feet west of a private street called "Amrhein street" to the existing sewer on said Bonifay street at a point about one hundred twenty (120') feet east of Amrhein street, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor.

And providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a Public Sewer be constructed on a private 20' street, commonly called "Bonifay street," from a point about*

one hundred twenty (120') feet west of a private street called "Amrhein Street" to the existing sewer on said Bonifay street at a point about one hundred twenty (120') feet east of Amrhein street, including, as may be necessary, the excavation of exploratory test holes.

Commencing on said Bonifay street at a point about one hundred twenty (120') feet west of said Amrhein street; thence eastwardly along said Bonifay street to the existing sewer on Bonifay street, at a point about one hundred twenty (120') feet east of said Amrhein street. Said sewer to be terra cotta pipe and eight (8") inches in diameter, and to be constructed in accordance with plan Accession No. D-5513, on file in the Bureau of Engineering.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of One Thousand Four Hundred (\$1,400.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed

against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 9, 1939.

Approved January 16, 1939.

Ordinance Book 49, Page 461.

No. 10

AN ORDINANCE — Amending Sections 46, 50, 52 and 89—Department of Public Works, of Ordinance which became a law January 9, 1939, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the following sections of Ordinance which became a law January 9, 1939, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," shall be and the same are amended in the following manner:*

DEPARTMENT OF PUBLIC WORKS

SECTION 46.

By adding the following:

"In addition to the above, the following positions are also created and established at the rates of compensation set forth, the services of said employees to be limited to proposed and actual Federal Emergency Administration of Public Works projects:

Two Photographer's Assistants ----- \$1,320.00 each per annum"

BUREAU OF ENGINEERING

SECTION 50.

That Line 8, which reads:

"Four Assistant Engineers ----- \$2,340.00 each per annum"

shall be changed to read:

"Two Assistant Engineers ----- 2,340.00 each per annum"

That Line 14, which reads:

"Eight Inspectors ----- 2,100.00 each per annum"

shall be changed to read:
 "Two Inspectors ----- 2,100.00 each per annum"
 That Line 17, which reads:
 "Designing Engineer ----- 3,000.00 per annum"
 shall be deleted.
 That Line 19, which reads:
 "Four Designing Draftsmen ----- 2,340.00 each per annum"
 shall be changed to read:
 "Three Designing Draftsmen ----- 2,340.00 each per annum"
 That Line 20, which reads:
 "Two Draftsmen ----- 1,980.00 each per annum"
 shall be changed to read:
 "One Draftsmen ----- 1,980.00 per annum"
 That Line 24, which reads:
 "Four Chainmen ----- 1,590.00 each per annum"
 shall be changed to read:
 "Two Chainmen ----- 1,590.00 each per annum"
 That Line 33, which reads:
 "Five Draftsmen ----- 2,090.00 each per annum"
 shall be changed to read:
 "Four Draftsmen ----- 2,090.00 each per annum"
 That Line 39, which reads:
 "Three Transitmnen ----- 1,790.00 each per annum"
 shall be changed to read:
 "Two Transitmnen ----- 1,790.00 each per annum"
 That Line 42, which reads:
 "Five Inspectors ----- 2,100.00 each per annum"
 shall be changed to read:
 "Four Inspectors ----- 2,100.00 each per annum"
 That Line 50, which reads:
 "Four Chainmen ----- 1,590.00 each per annum"
 shall be changed to read:
 "Three Chainmen ----- 1,590.00 each per annum"
 That Line 51, which reads:
 "Five Inspectors ----- 2,100.00 each per annum"
 shall be changed to read:
 "Four Inspectors ----- 2,100.00 each per annum"
 That Lines 59 and 60, which read:
 "Transitmnan ----- 1,790.00 per annum"
 "Bridge Inspector ----- 2,590.00 per annum"
 shall be deleted.

STREET SIGNS AND MONUMENT BOXES

SECTION 52.

That the line which reads:
 "Street Sign Foreman ----- \$1,950.00 per annum"
 shall be deleted.

BUREAU OF TESTS

SECTION 89.

That the line which reads:
 "Eight Junior Engineers ----- \$2,100.00 each per annum"
 shall be changed to read:
 "Sixteen Junior Engineers ----- 2,100.00 each per annum"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 16, 1939.

Approved January 19, 1939.

Ordinance Book 49, Page 462.

No. 11

AN ORDINANCE — Authorizing the employment of 2 field Inspectors, 1 Chief Accountant, and 2 Stenographers, and fixing the rate of compensation thereof, in connection with the construction of Municipal Hospital and for the construction of hospital buildings, alterations and additions to existing hospital buildings and the construction of a new boiler house or heating plant at Leech Farm Tuberculosis Sanatorium.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Director of the Department of Public Health be and he is hereby authorized to employ:*

2 Field Inspectors...\$300.00 per mo. each
1 Chief Accountant \$229.16 per mo. each
2 Stenographers ----\$125.00 per mo. each
to carry out the provisions of ordinances No. 567 and No. 568, approved December 6, 1938, and to comply with P. W. A. Grant provided for therein. The term of employment not to exceed fifteen months, and the total cost thereof shall be chargeable to and payable from funds to be appropriated for the payment of the Sponsor's share of the cost of these projects.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 16, 1939.

Approved January 19, 1939.

Ordinance Book 49, Page 463.

No. 12

AN ORDINANCE — Appropriating and setting aside the sum of \$36,000.00 from Bond Fund No. 138, Welfare Relief 1938, for furnishing milk for needy or undernourished children of the City of Pittsburgh through the Bureau of Child Welfare, Department of Public Health.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council*

assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of \$36,000.00 be and the same is hereby set aside and appropriated from Bond Fund No. 138, Welfare Relief 1938, for the purpose of providing funds for furnishing milk for needy or undernourished children of the City of Pittsburgh through the Bureau of Child Welfare, Department of Public Health.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 16, 1939.

Approved January 21, 1939.

Ordinance Book 49, Page 464.

No. 13

AN ORDINANCE — Appropriating the sum of \$15,000.00 from Bond Fund No. 131-2A, Engineering and Other Expenses, Sewers, General Improvement Notes, 1937, for payment of engineering and other necessary expenses for services to be incurred in the Department of Public Works for contemplated bond issue improvements, and for improvements carried out in connection with other political subdivisions of the Commonwealth of Pennsylvania.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of Fifteen Thousand (\$15,000.00) Dollars, or so much thereof as may be necessary, shall be and the same is hereby appropriated and set apart from Bond Fund No. 131-2A, Engineering and other Expenses, Sewers, General Improvement Notes, 1937, for payment of engineering and other necessary expenses for services to be incurred in the Department of Public Works for contemplated bond issue improvements, and for improvements carried out in connection with other political subdivisions of the Commonwealth of Pennsylvania.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 16, 1939.

Approved January 21, 1939.

Ordinance Book 49, Page 465.

No. 14

AN ORDINANCE — Appropriating the sum of \$260,000.00 from Bond Fund No. 138, Public Welfare Relief Notes, for the purpose of providing food, clothing, fuel, shelter, shoes, shoe repairs, light, etc., and otherwise assisting residents of the City of Pittsburgh who are without adequate means of support.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* for the purpose of providing food, clothing, fuel, shelter, shoes, shoe repairs, light, oil, oil lamps, electric, heat, drugs for district physicians, filling of prescriptions, eye glasses, cod-liver-oil, medical appliances, hospitalization for acute illness, car-fare to provide transportation for ambulatory cases attending clinics, stoves, stove parts, mattresses, household furniture, repairs to houses, burials, and otherwise assisting residents of the City of Pittsburgh who are without adequate means of support, the sum of \$260,000.00 be and the same is hereby appropriated from public Welfare Relief Notes, Bond Fund No. 138. Said monies shall be disbursed under the direction and supervision of the Director of the Department of Public Welfare of the City of Pittsburgh, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants for payments authorized for the above purposes.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 16, 1939.

Approved January 21, 1939.

Ordinance Book 49, Page 465.

No. 15

AN ORDINANCE — Appropriating and setting aside the aggregate amount

of \$6,000.00, including engineering and other necessary expenses, for improvements to the public recreation systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$2,000,000.00 short-term promissory notes.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the following sums, or so much thereof as may be necessary, are hereby set apart and appropriated in the Department of Public Works, from the proceeds derived from the sale of \$2,000,000.00 short-term promissory notes for payment of the cost, including engineering and other necessary expenses, for making improvements to the public recreation systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, as respectively set forth:

Docket

No.

1600—2 Comfort Stations in Parks and
10 Field Houses in Playgrounds—
Construction Cost\$5,000.00
Engineering and other
necessary Expenses..... 1,000.00

Total\$6,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 16, 1939.

Approved January 21, 1939.

Ordinance Book 49, Page 466.

No. 16

AN ORDINANCE — Appropriating and setting aside the sum of \$50,000.00 for payment of engineering and other necessary expenses incurred by employees of the Department of Public Works, for the services performed on improvements carried out in connection with the Federal Emergency Administration of

Public Works program, from the proceeds to be derived from the sale of \$2,000,000.00 short term promissory notes.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of \$50,000.00, or so much thereof as may be necessary, is hereby set apart and appropriated in the Department of Public Works from the proceeds derived from the sale of \$2,000,000.00 short term promissory notes, for the payment of the cost of engineering and other necessary expenses incurred by employees of the Department of Public Works for the services performed on improvements carried out in connection with the Federal Emergency Administration of Public Works program.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 16, 1939.

Approved January 21, 1939.

Ordinance Book 49, Page 466.

No. 17

AN ORDINANCE—Providing for the letting of a contract for Filing Equipment for the Board of Water Assessors and for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Filing Equipment at a cost not to exceed the sum of \$1,100.00 for the Board of Water Assessors, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and*

payable from Code Account No. 1146—Equipment—Board of Water Assessors.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 16, 1939.

Approved January 21, 1939.

Ordinance Book 49, Page 467.

No. 18

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Welfare to advertise for proposals and to award a contract to the lowest responsible bidder or bidders for placing fire insurance on the contents and buildings at the City Home and Hospitals, Mayview, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Welfare shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the placing of fire insurance policies on the contents of North 2, and South 2, Mental Buildings, and on the Buildings and contents of South 3, and North 3, Mental Buildings, at a cost not to exceed the sum of \$1,700.00, for the City Home and Hospitals, Mayview, same to be chargeable to and payable from Code Account 1328, Miscellaneous Services, City Home and Hospitals, Mayview.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 16, 1939.

Approved January 21, 1939.

Ordinance Book 49, Page 468.

No. 19

AN ORDINANCE — Providing for the letting of a contract or contracts for the finishing of dentures for patients in the City Home and Hospitals, Mayview, Pa., for the year 1939, and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Welfare shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the finishing of dentures for patients in the City Home and Hospitals, Mayview, Pa., for the year 1939, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved March 7th, 1901, and the several supplements and amendments thereto and the Ordinances of Council in such cases made and provided, at an estimated cost not to exceed the sum of \$700.00, to be chargeable to and payable from Code Account 1332, Supplies, City Home and Hospitals, Mayview.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 16, 1939.

Approved January 21, 1939.

Ordinance Book 49, Page 468.

No. 20

AN ORDINANCE—Repealing Ordinance No. 361, approved September 30, 1937, entitled "An Ordinance providing for a contract or contracts for the construction and installation of fire alarm and police signal systems in former Overbrook Borough and Former Mifflin Township, now a part of the City of Pittsburgh, and providing for the payment of the cost thereof."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Ordinance No. 361, approved September 30, 1937, entitled "An Ordinance providing for a contract or contracts for the construction and installation of fire alarm and police signal systems in former Overbrook Borough and former Mifflin Township, now a part of the City of Pittsburgh, and providing for the payment of the cost thereof," shall be and the same is hereby repealed.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 16, 1939.

Approved January 21, 1939.

Ordinance Book 49, Page 469.

No. 21

AN ORDINANCE—Amending Section 1 of Ordinance No. 566, approved December 6, 1938, entitled—"An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Section I of Ordinance No. 566, approved December 6, 1938, entitled—"An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor," shall be amended in the following manner:*

The lines which read as follows:
1600—Vickroy Playground—
Field House ----- \$ 7,500.00

Townsend Playground —
 Field House ----- 7,500.00
 shall be changed to read:
 1600—Larimer Playground —
 Field House ----- \$10,000.00

Townsend Playground —
 Field House ----- 10,000.00
 The total of the estimated cost for
 all items which reads "\$175,600.00" shall
 be changed to read "\$180,600.00."

Section 2. That any Ordinance or
 part of Ordinance, conflicting with the
 provisions of this Ordinance, be and the
 same is hereby repealed, so far as the
 same affects this Ordinance.

Passed January 16, 1939.

Approved January 21, 1939.

Ordinance Book 49, Page 469.

No. 22

AN ORDINANCE—Amending Ordinance

No. 592, approved December 22nd,
 1938, entitled, "An Ordinance providing
 for a contract or contracts for the col-
 lection of garbage and rubbish within
 the limits of the City of Pittsburgh and
 for disposal thereof, for the period of
 one year beginning January 1st, 1939,
 with the right in the City of Pittsburgh
 to cancel the same at any time after
 five months on sixty days' notice, and
 for the payment of the cost thereof."

Section 1. *Be it ordained and enacted
 by the City of Pittsburgh, in Council
 assembled, and it is hereby ordained and
 enacted by the authority of the same, That*
 Ordinance No. 592, approved December
 22nd, 1938, entitled, "An Ordinance pro-
 viding for a contract or contracts for
 the collection of garbage and rubbish
 within the limits of the City of Pitts-
 burgh and for disposal thereof, for the
 period of one year beginning January
 1st, 1939, with the right in the City of
 Pittsburgh to cancel the same at any
 time after five months on sixty days'
 notice, and for the payment of the cost
 thereof," shall be amended in the fol-
 lowing manner:

The portions of Section I and of the
 Title thereof which read:

"one year beginning January 1st,
 1939, with the right in the City of
 Pittsburgh to cancel the same at any

time after five months on sixty days'
 notice"

shall be changed to read:

"Eleven months beginning February
 1st, 1939."

Section 2. That any Ordinance or
 part of Ordinance, conflicting with the
 provisions of this Ordinance, be and the
 same is hereby repealed, so far as the
 same affects this Ordinance.

Passed January 16, 1939.

Approved January 21, 1939.

Ordinance Book 49, Page 470.

No. 23

AN ORDINANCE—Repealing an Ordi-
 nance entitled, "An Ordinance pro-
 viding for the letting of a contract or
 contracts for the examining, prescrib-
 ing and furnishing of 1000 pairs of Eye
 Glasses (more or less) for indigent per-
 sons who are residents of the City of
 Pittsburgh for the Department of Pub-
 lic Welfare, and providing for the pay-
 ment thereof," approved August 6th,
 1937.

Section 1. *Be it ordained and enacted
 by the City of Pittsburgh, in Council
 assembled, and it is hereby ordained and
 enacted by the authority of the same, That*
 an Ordinance entitled "An Ordinance
 providing for the letting of a contract
 or contracts for the examining, prescrib-
 ing and furnishing of 1,000 pairs of Eye
 Glasses (more or less) for indigent per-
 sons who are residents of the City of
 Pittsburgh for the Department of Pub-
 lic Welfare," and providing for the pay-
 ment thereof, approved August 6th,
 1937, and recorded in Ordinance Book,
 Volume 48, Page 225, shall be and the
 same is hereby repealed.

Section 2. That any Ordinance or
 part of Ordinance, conflicting with the
 provisions of this Ordinance, be and the
 same is hereby repealed, so far as the
 same affects this Ordinance.

Passed January 16, 1939.

Approved January 21, 1939.

Ordinance Book 49, Page 471.

No. 24

AN ORDINANCE — Authorizing the

Mayor and the Director of the Department of Public Welfare to enter in to an agreement for the year 1939 with the Federation of Social Agencies for the purpose of clearing and registering all persons who apply for assistance in the City of Pittsburgh and setting aside the sum of \$250.00 from Code Account 1302-1 Federation of Social Agencies, Miscellaneous Services, Department of Public Welfare, for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Welfare shall be and they are hereby authorized to enter into an agreement for the year 1939 with the Federation of Social Agencies for the purpose of clearing and registering all persons who apply for assistance in the City of Pittsburgh, the cost thereof shall not exceed the sum of \$250.00, chargeable to and payable from Code Account 1302-1, Federation of Social Agencies, Miscellaneous Services, Department of Public Welfare.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 16, 1939.

Approved January 21, 1939.

Ordinance Book 49, Page 471.

No. 25

AN ORDINANCE—Approving the "CONOVER ROAD PLAN OF LOTS," situate in the Fourteenth Ward of the City of Pittsburgh, as laid out by Joseph Goldston; accepting the dedication of Conover road and for the widening of Fifth avenue and Penn Avenue as shown thereon for public use for highway purposes; opening, widening and naming the same, and establishing the grade of Conover road.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the "CONOVER ROAD PLAN OF LOTS," situate in the Fourteenth Ward of the City of Pittsburgh, as laid out by Joseph Goldston in October, 1938, be and the same is hereby approved, and Conover road and the widening of Fifth avenue and Penn avenue, as located and dedicated in said plan are hereby accepted.*

Section 2. Conover road and the widening of Fifth avenue and Penn avenue as aforesaid dedicated to said City, for public highway purposes shall be and the same are hereby appropriated, opened and widened as public highways, and named respectively Conover road, Fifth avenue and Penn avenue.

Section 3. The grade of Conover road is hereby established as described in Ordinance No. 524, approved November 16, 1938, of record in Ordinance Book Volume 49, page 295. The grades of Fifth avenue and Penn avenue as widened shall conform to the grades as now established.

Section 4. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to enter upon, take possession of and appropriate the said Conover road, Fifth avenue and Penn avenue for public highways, in conformity with the provisions of this Ordinance.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 16, 1939.

Approved January 21, 1939.

Ordinance Book 49, Page 472.

No. 26

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works, for and on behalf of the City of Pittsburgh, to enter into an agreement with the Wichert Continuous Bridge Corporation to permit the use, by the City, of the

Wichert Patents in the design and construction of the Wilmot Street Bridge, and reciting the terms thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works of the City of Pittsburgh be and they are hereby authorized and directed to execute and deliver an agreement with the Wichert Continuous Bridge Corporation, a corporation authorized and existing under and in virtue of the laws of the Commonwealth of Pennsylvania, to permit the use, by the City, of the Wichert Patents in the design and construction of the Wilmot Street Bridge, in the following language, to wit:*

THIS AGREEMENT

entered into this-----day of-----, A. D., 1939, by and between the City of Pittsburgh, a municipal corporation of the Commonwealth of Pennsylvania, hereinafter referred to as the "City," party of the first part, and the Wichert Continuous Bridge Corporation, a corporation authorized and existing under and in virtue of the laws of the Commonwealth of Pennsylvania, having its principal office in the City of Pittsburgh, hereinafter referred to as the "Corporation," party of the second part.

WITNESSETH

WHEREAS, the Corporation is an owner of letters patent of the United States, being No. 1,842,136, dated January, 1932, re-issued as No. Re 18,973, dated October 24, 1933, and No. 2,079,095, dated May 4, 1937, by reason of assignment from Ernest M. Wichert; and

WHEREAS, the City is desirous of using the referred-to patents in the design and construction of the Wilmot Street Bridge over the Pittsburgh Junction Railroad, NOW, THEREFORE, THIS AGREEMENT WITNESSETH:

1. That the Corporation will, in consideration of a certain fee hereinafter more fully described, license the successful bidder to use and apply said patents and principles in the construction and erection of this bridge; it will further grant the use and application of any letters patent to be issued on any and all patent applications pertaining to this type of truss, and which it may have pending or issued before

the completion of this bridge. It will also, at its own expense and in consideration of the above referred-to fee, prepare stress sheets, cross sections of the various members and typical details, together with the necessary estimates.

2. The City will cause to be paid the Corporation the sum of Twelve Thousand Five Hundred (\$12,500.00) Dollars by inserting the following paragraph in the contract requirements for the superstructure of the Wilmot Street Bridge:

"The successful bidder shall pay to the Wichert Continuous Bridge Corporation a license fee of Twelve Thousand Five Hundred (\$12,500.00) Dollars in the following manner:

\$9,000.00 within 30 days after the contract is fully executed.

\$3,500.00 within 30 days after the shop drawings are approved."

The Contractor shall be reimbursed for these payments on his current estimates following his certification that these payments have been made.

3. The Corporation shall hold the City harmless and free from all claims, expenses and damages due to infringement of patent rights, and compensation for the same is included in the payments made as recited in Paragraph 2.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement, all done the day and year above written.

CITY OF PITTSBURGH

Mayor.

Director, Department of
Public Works.

ATTEST:

Mayor's Secretary.

**WICHERT CONTINUOUS BRIDGE
CORPORATION**

President.

WITNESS:

Approved as to form:

City Solicitor.

Countersigned, registered and certified as
No. -----

City Controller.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 16, 1939.

Approved January 21, 1939.

Ordinance Book 49, Page 472.

No. 27

AN ORDINANCE—Granting unto the **DUQUESNE SLAG PRODUCTS COMPANY**, its successors and assigns, the right to construct, maintain and use the northerly portion of a proposed steel beam, wooddeck highway bridge, complete with hand-rails, and concrete abutments over and across Becks Run, said northerly portion lying between the southerly curb line and southerly property line of Becks Run road in the 16th Ward, Pittsburgh, Penna.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the **DUQUESNE SLAG PRODUCTS COMPANY**, its successors and assigns be and are hereby given the right and authority at its own cost, risk, and expense, to construct, maintain and use the northerly portion of a proposed steel beam, wooddeck highway bridge, complete with hand-rails, and concrete abutments over and across Becks Run in the 16th Ward, Pittsburgh, Pennsylvania, the northerly portion of said bridge being located between the curb line of Becks Run road as now set and the southerly property line of same as fixed by St. Clair Borough Ordinances, prior to its annexation to the City of Pittsburgh, as follows:

Ordinance No. 102, Approved February 10, 1917, Volume 2, Page 16. Locating, straightening and fixing the width at 60 feet from Carson street East to Carrick Borough line.

Ordinance No. 152, Approved September 3, 1919, Volume 2, Page 66. Opening Becks Run road from Carson street East to Carrick Borough line.

This bridge shall be constructed in accordance with the provisions of this ordinance, and plan hereto attached, and identified as Accession No. 473, Folder "B" in the files of the Division of Public Utilities, Bureau of Engineering, Department of Public Works. The northerly portion of said bridge being located as follows to wit:

From a fixed point on the southerly curb line (curb as set) of Becks Run road, distant eastwardly 606.36 feet from the intersection of the easterly curb line (curb as set) of Walter street produced, thence deflecting to the right 80°-30' in a southerly direction for a distance of 21.91 feet to a point, said point being the northwesterly corner of the proposed bridge over Becks Run, thence deflecting to the left 90°-0'-0" in an easterly direction for a distance of 42.00 feet to the northeasterly corner of the proposed bridge thence deflecting to the right 90°-0'-0" in a southerly direction for a distance of 11.47 feet to a point on the southerly line of Becks Run road as located by aforesaid ordinance thence deflecting to the right 99°-30' in a westerly direction for a distance of 42.58 feet to a point on the southerly line of Becks Run road as located by aforesaid ordinances, thence deflecting to the right 80°-30' in a northerly direction for a distance of 4.45 feet to the northwesterly corner of the proposed bridge, the place of beginning.

Section 2. The said **DUQUESNE SLAG PRODUCTS COMPANY**, prior to the beginning of construction of said bridge, shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans in triplicate showing location, paving, repaving, drainage and all details for the construction of said bridge, and the said plans and the construction of said bridge shall be subject to the approval and supervision of the Director of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City streets, and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the construction, mainte-

nance and use of said portion of bridge on City streets, and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water lines, and other surface and sub-surface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of said portion of bridge between the curb line and southerly line of Becks Run road. All of the work including the repaving of the streets damaged, shall be done in a manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance, are granted upon the express conditions that the City of Pittsburgh, without liability, reserves the right to cause the removal of said portion of bridge as now located within the lines of Becks Run road upon giving six (6) months' notice through the proper officers, pursuant to resolution or ordinance of Council, to the said DUQUESNE SLAG PRODUCTS COMPANY, its successors and assigns, to that effect, and that the said grantee shall, when notified, at the expiration of the said six (6) months, forthwith, remove that portion of said bridge within the lines of Becks Run road, and replace the street to its original condition, at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the streets and sub-surface structures therein, by reason of the construction, maintenance and use of the northerly portion of said bridge lying between the curb line and southerly line of Becks Run road and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to wit: This Ordinance shall become null and void unless within sixty (60) days after its passage and approval, the DUQUESNE SLAG PRODUCTS COMPANY, shall file with the City Controller their certificate of

acceptance of the provisions thereof, said certificate to be executed by the President and Secretary of the Company, with its corporate seal attached.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 16, 1939.

Approved January 21, 1939.

Ordinance Book 49, Page 474.

No. 28

AN ORDINANCE—Regulating the use of fusion welding, resistance welding and gas cutting of structural steel in the construction, alteration and additions to buildings and structures within the City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That from and after the approval of this ordinance, the provisions thereof regulating the use of fusion welding, resistance welding and gas cutting of structural steel in the construction, alteration and additions to buildings and structures within the City of Pittsburgh shall be in full force and effect.*

Section 2—Scope of Ordinance

(1) **Short Title.** This ordinance shall hereafter be known and cited as the Welding and Cutting Regulations.

(2) **Matter Covered.** All matters concerning or relating to the use of welding or gas cutting in the fabrication and erection of structural steel in buildings and structures erected or to be erected within the City of Pittsburgh.

Section 3—Rules

The Superintendent of the Bureau of Building Inspection, with the approval of the Director of the Department of Public Safety, shall have authority to adopt, make, amend, alter or repeal rules prescribing specific regulations to carry out the intent and purpose of any provision of this ordinance.

Section 4—General

1) **Drawings and Calculations.** Welding or gas cutting shall be forbidden

unless the application for building permit and the drawings submitted with the application indicate that welding or gas cutting is to be used. All drawings shall call for or indicate, by the use of standard symbols, the extent and typical details of welding to be done. The Superintendent of the Bureau of Building Inspection shall have authority to require written calculations of stresses and strength of connections.

(2) Notice. The Superintendent of the Bureau of Building Inspection shall be notified in writing at least 48 hours before the start of any structural welding.

(3) Safety. All welding or cutting operations under this ordinance shall be carried out under rules for the prevention of fire or accident, adopted in accordance with the provision of Section 3 of this ordinance.

Section 5—Fusion Welding

(1) Application. Fusion welding may be used either alone or in combination with riveting or bolting to connect or assemble the component parts of steel beams, girders, lintels, trusses, columns and other structural steel used in building construction.

(2) Definitions.

(a) Fusion Welding. Fusion welding is the process of joining metal in the molten, or molten and vapor states without the application of mechanical pressure or blows. Fusion welding, as regulated by this ordinance, shall be restricted to the electric arc and gas welding processes.

(b) Root. The root of a weld is the zone at the base of the cross-sectional space provided to contain a fusion weld.

(c) Throat. The throat of a weld is the minimum thickness of a weld along a straight line passing through the root. The throat of a fillet weld is the distance along a line from the root to the hypotenuse at right angles thereto, of the largest isosceles right triangle which can be constructed in the cross-section of the fillet weld. The throat of a butt weld shall be equal to the thickness of the thinner part joined.

(d) Weld Length. The weld length shall be considered to be the unbroken length of the full cross-section of the weld exclusive of the

length of any craters or rounded ends.

(e) Butt Weld. A butt weld is a weld whose throat lies in a plane disposed approximately 90 degrees with respect to the surfaces of at least one of the parts joined. The size of a butt weld shall be expressed in terms of its net or unreinforced throat dimension in inches.

(f) Fillet weld. A fillet weld is a weld of approximately triangular cross-section whose throat lies in a plane disposed approximately 45 degrees with respect to the surfaces of the parts joined. The size of a fillet weld shall be expressed in terms of the width in inches of its adjacent fused sides.

(g) Intermittent Weld. An intermittent weld is a weld of broken continuity.

(h) Tack Weld. A tack weld is an intermittent weld used for assembly purposes or when no stress is to be transmitted.

(i) Slot Weld. A slot weld is a weld made in an elongated inclosed or partially inclosed opening found in one of the parts of a lap joint.

(j) Plugg Weld. A plugg weld is a weld made in a circular opening found in one of the parts of a lap joint.

(3) Materials.

(a) Base Metal. Structural steel to be welded under this ordinance shall conform to the latest Steel Regulations of the City of Pittsburgh.

(b) Weld Metal. Weld metal (electrodes or welding rods) shall be capable of depositing metal conforming to the following requirements:

Grade	Tensile Strength (lbs. per sq. in.)	Elongation (% in 2") (non-stress relieved)
15	60,000	17
30	47,000	5

The welding wire shall be capable of depositing metal conforming to the following requirements as to chemical compositions:

Phosphorous—Max. percent.....0.04
Sulphur—Maximum percent.....0.04

Electrodes and welding rods shall be approved for use in compliance with the

Rules adopted in accordance with the provision of Section 3. The said Rules shall specify the type of electrodes and welding rods approved for each type of service.

(4) Design.

(a) All structures shall be designed in accordance with the Steel Regulations except as herein noted.

(b) The architect or engineer designing or supervising welded construction shall be experienced and skilled in such work.

(c) Unit Stresses. Welded joints shall be proportioned so that the maximum stresses shall not exceed the following amounts in pounds per square inch:

Welds.

Butt Welds	Electrodes	
	Grade 30	Grade 15
Tension -----	13,000	16,000
Compression -----	18,000	18,000
Shearing -----	8,000	10,000
Fillet Welds—All stresses considered shear-----	11,300	13,600

For members carrying wind stresses only, the permissible working stresses may be increased 33 1/3%.

(d) Continuity. The use of continuous beams and girders designed in accordance with accepted engineering principles shall be permitted, provided that their welded connections be designed to develop the full strength of the members.

(e) Special Consideration of Rigidity. Due consideration shall be given to the inherently rigid nature of a welded joint. Connections shall be designed for a restrained joint or provision shall be made for such flexibility as will prevent the concentration of high secondary stresses in the weld.

(f) Connection of Steel Joists All connections of steel joists to structural beams shall be made by bolting or fusion welding in accordance with the requirements of this ordinance.

(g) Welded Columns. Fillet welds connecting the component parts of a built-up column may be either continuous or intermittent. If intermittent, the minimum length of the end welds shall be not less than the

least width of the column but in no case less than nine (9) inches.

In all cases of eccentric loading special attention shall be given in the design to tying columns securely above and below the point of loading at the nearest floor line where it can be done adequately. In designing welded joints adequate provisions shall be made for bending stresses due to eccentricity in the disposition or section of base metal parts.

(h) Fillet Welds. The Length of any fillet weld shall be made not less than six (6) times the weld size, but in no case less than one and one-half (1 1/2) inches. The maximum clear distance between intermittent welds shall be sixteen (16) times the thickness of the thinnest metal used but shall not exceed twelve (12) inches.

(i) Welded Butt Joints. The edges of base metal parts more than one-quarter (1/4) inch in thickness transmitting stress by means of butt welds shall be beveled. For bevel and V-type joints, the included angle shall be at least 45 degrees. For U and J type joints, the included angle shall be not less than 20 degrees.

The clearance between parts at the root of the beveled butt joint shall be such as to permit complete fusion, but in no case shall the clearance exceed 3/16".

Butt welds required to be beveled shall also be reinforced by making the thickness greater than the throat dimension defined in Section 5, Subsection (2), Paragraph (c). The exposed face of a single-V or single-bevel weld shall be reinforced at least 20 percent of the throat dimension and each exposed face of a double-V or double-bevel weld shall be reinforced at least 12 1/2% of the throat dimension.

(j) Welds in Slots or Holes. Overlapping plates such as flange plates on plate girders shall be plugg or slot welded at the center to prevent buckling in cases where the width is more than thirty-six (36) times the thickness of the plate. Such welds shall be spaced not more than sixteen (16) times the thickness of the plate apart nor more than twelve (12) inches.

No slot or hole shall be less in width or diameter than two (2) times its depth. Slot welds may carry stress provided that the slotted weld along the opposite sides of the slot do not overlap more than $\frac{1}{4}$ their size.

(k) **Welding Members under Stress.** No welding shall be permitted on any member carrying stress other than the stress due to its own dead load, unless properly supported in a manner approved by the Superintendent of the Bureau of Building Inspection.

(l) **Visibility.** The arrangement of the joints to be welded shall be such as to enable the operator to have an unobstructed view of the surfaces to be welded at all times during the welding operation.

(5) **Workmanship.**

(a) **Qualification of Operator.** No person shall perform welding work on a structure without having obtained from the Superintendent of the Bureau of Building Inspection a certificate of qualification in the classification of the type of welding to be performed.

Rules for the examination and classification of applicants for operator's certificates of qualification shall be made in compliance with the provision of Section 3.

The Superintendent of the Bureau of Building Inspection shall approve competent agencies to conduct examinations, rate applicants and perform other duties incidental thereto. The examiners shall have the experience, training and knowledge necessary to properly determine the fitness of the applicants for the performance of the duties for which they seek certificates of qualification.

Certificates shall be issued to applicants whose right to such certificates is established in accordance with the preceeding provisions of this Section or to applicants who can show evidence that qualification tests acceptable to the Superintendent of the Bureau of Building Inspection have been passed within six months preceeding date of application. The fee for such certificate shall be \$1.00.

Such certificates shall continue in effect for a period of one year from date of examination unless sooner revoked or suspended, and may be re-

newed annually thereafter under the terms of the Rules adopted in accordance with the provision of Section 3. The renewal fee shall be \$1.00.

No person shall be eligible for a certificate of qualification to perform welding work under this Section unless he is a citizen of the United States of America or has applied for citizenship papers.

The Superintendent of the Bureau of Building Inspection may revoke or suspend a certificate of qualification of any person, if workmanship on any structural welding is, in his judgment, such as to indicate incompetency or negligence.

(b) **Contractors for Welding.** Contractors for welded construction shall give evidence of their ability to handle the required work in a competent manner. They shall be required to produce the certificates of their welding operators upon demand.

(c) **Clean Surfaces.** Surfaces to be welded shall be free from mill scale, rust, cutting slag, paint or other foreign matter. This clause shall apply not only to new structures, but also to cases where new steel is to be welded to members of an existing structure.

(d) **Painting.** Structural steel shall not be painted on any areas where shop or field welding is later to be performed, except that a coat of linseed oil without pigment may be used for temporary painting. However, this clause shall not prohibit welding of steel which has been painted, provided that the paint be first completely removed from the areas to be welded.

(e) **Painting after Welding.** Surfaces left bare for welding and all welds shall be given a primer coat of paint after surface has been thoroughly cleaned of slags and oxides.

(f) **Quality of Welds.** All welds made under this ordinance shall conform to the Rules adopted in accordance with the provision of Section 3.

(g) **Erection.**

(a) **Temporary Fastening.** In erecting a welded structure, adequate means shall be employed for temporarily fastening the members together and

bracing the framework until the joints are welded. Such means shall consist of erection bolts or other positive devices importing sufficient strength and stiffness to resist all temporary weights and lateral forces, including wind. Owing to the small number of bolts ordinarily employed for joints which are to be welded, the temporary support of heavy girders carrying columns should receive special attention.

(b) **Tier Building.** In tier building erection, members shall not be erected more than four tiers or more than two-column lengths above any column connections yet unwelded. Light structures under thirty (30) feet high may be erected without the use of temporary joint fastenings, provided that the members be welded together sufficiently for temporary security at the time they are erected.

No welding other than for erection purposes shall be done on any floor or story until it has been plumbed and trued.

Section 6—Gas Cutting

(1) **Application.** Gas cutting may be employed in the fabrication of structural steel members or parts used in building construction in compliance with these regulations and the Rules adopted in accordance with the provision of Section 3.

(2) **Definition.** Gas cutting is the process of severing ferrous metals by means of the chemical behavior of oxygen in the presence of ferrous metals at high temperature.

(3) Limitations.

(a) Gas cutting shall not be used to replace milling for bearing surfaces nor to provide holes for rivets or bolts.

(b) Gas cutting on any member carrying stress is prohibited unless the member is properly supported in a manner approved by the Superintendent of the Bureau of Building Inspection.

(c) Gas cutting is permissible to correct minor fabricating errors where the removal of metal does not reduce the strength below design requirements.

(d) Gas cutting of service holes in a member designed without provisions therefor is prohibited.

(e) Gas cutting may be used in preparing base metal parts for welding provided that the edges so cut be thoroughly cleaned so as to provide a surface free of cutting slag.

(4) Workmanship.

(a) Operators desiring to do gas cutting shall be required to obtain a certificate of qualification from the Bureau of Building Inspection under the Rules adopted in accordance with the provision of Section 3. The fee for such certificate shall be \$1.00. Such certificates shall continue in effect for a period of one year from date of examination unless sooner revoked or suspended and may be renewed annually thereafter under the terms of said Rules. The renewal fee shall be \$1.00.

The Superintendent of the Bureau of Building Inspection may revoke or suspend a certificate of qualification of any person, if workmanship on gas cutting is, in his judgment, such as to indicate incompetency or negligence.

(b) Contractors desiring to do gas cutting shall be required to give evidence of their ability to handle the required work in a competent manner. They shall be required to produce the certificates of their cutting operators upon demand.

(c) Gas cuts shall be smooth and regular in contour.

(d) To determine the strength of gas cut members one-eighth ($\frac{1}{8}$) inch shall be deducted from the gas cut edges.

Section 7—Resistance Welding

(1) **Application.** Resistance welding may be used for the multiple shop fabrication of truss-shaped or beam-shaped members for floors and roofs and for the shop fabrication of steel stringers and sheet steel parts of stairs and other similar members.

(2) Definitions.

(a) **Pressure Welding.** A process of welding metals in the highly plastic and/or fluid states by the aid of mechanical pressure.

(b) **Resistance Welding.** A pressure welding process wherein the welding process wherein the welding heat is obtained by passing an electric current between the contact areas to be welded.

(c) **Spot Welding.** A resistance welding process wherein a weld is made in one or more spots by the localization of the electric current between contact points.

(d) **Projection Weld.** A spot weld wherein projections to localize the heat are provided in one or both of the overlapping parts to be joined.

(e) **Resistance Butt Welding.** A resistance welding process wherein a butt joint is employed.

(f) **Seam Welding.** A resistance welding process wherein the weld is made linearly between and by means of two contact rollers or a contact roller and a contact bar.

(3) **Permissible Unit Stresses.** Welds shall be proportioned so that the unit stresses therein shall not exceed 11,300 pounds per square inch in shear of 13,000 pounds per square inch in tension. Stresses due to eccentricity of loading, if any, shall be combined with the primary stresses; and the combined unit stresses shall not exceed the values given above.

In plates or sheets joined by spot welding, the unit stress at any weld shall not exceed 11,300 pounds per square inch. In computing this stress, the area used shall be the lesser value of either the actual area of the weld or the product of the thickness of the thinnest piece of metal being welded multiplied by the perimeter of the weld.

(4) **Cleaning of Surfaces.** Surfaces to be welded shall be free from rust, loose scale, dirt and paint, but pickling shall not be required.

(5) **Design.** Parts to be joined shall be designed to permit sufficient flow of plastic metal to produce proper contact and to extrude any foreign materials, and in such manner that the center lines of electrodes shall pass approximately through the center of the weld. Connection of the various members of steel joists shall be designed with as little eccentricity as possible and all stresses due to eccentricity shall be included with primary stresses in designing.

(6) **Machines.** Resistance welding machines shall be provided with automatic devices for regulating the total available energy and pressure. Machines shall produce uniform welds, uniform in

physical properties, and strong enough to provide a factor of safety of at least three in respect to the working load of the weakest member connected.

Resistance welding machines should be qualified for the work which they are to produce by actually testing to destruction the welded joints of one or two of each product to be made, the machines to be adjusted until the destructive tests show the machine to be developing the strength factor of safety specified in the first paragraph of this Sub-section. Destructive tests of individual joints shall be repeated at least once on every shift and also every time the combination of material being welded is changed. Destructive tests in which the welded joint fails outside the weld shall be accepted as showing the efficiency of the weld, in which case that fact shall be recorded rather than the actual load.

(7) **Operators.** Operators shall be thoroughly experienced in the use of the welding machines employed. If the operators adjust the machines for making various types of weld they shall correspondingly adjust the machine for making the sample welds. If, for any reason, after the machine has been adjusted and qualified it is found necessary to make further adjustments, a new qualification test shall be made.

(8) **Testing.** Contractors, fabricators or manufacturers for electrical resistance welded parts of buildings shall satisfy the Superintendent of the Bureau of Building Inspection as to the adequacy and strength of such joints as are resistance welded. When tests are required by the Bureau of Building Inspection they shall be performed in accordance with the provisions of Sub-section 6 of this Section.

Section 8—Inspection

The Superintendent of the Bureau of Building Inspection, in order to determine whether the provisions of this ordinance are being and have been strictly complied with, shall have authority to make inspections, or whenever the Superintendent deems it necessary, he shall have authority to require the owner, architect, engineer or contractor, without expense to the City, to provide inspection and reports of inspection of the work of fabrication and/or erection by welding, and/or gas cutting

of structural steel frame work, by a recognized, disinterested testing and inspection laboratory or engineer fully equipped and competent for this kind of work. In case any violation thereof is discovered during the progress of the work, the Superintendent of the Bureau of Building Inspection shall have authority to stop work on the structure until the provisions of this ordinance have been complied with. All inspections, or tests in connection therewith, shall be made as prescribed in the Rules adopted in accordance with the provision of Section 3.

Section 9—Penalties

Any person violating any provisions of this ordinance shall be subject to a penalty of not less than \$25.00 nor more than \$100.00 for each and every offense, or in default of the payment thereof, imprisonment in the Allegheny County Workhouse for a period not exceeding thirty (30) days.

Section 10. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 16, 1939.

Approved January 21, 1939.

Ordinance Book 49, Page 476.

No. 29

AN ORDINANCE—Authorizing the issuance of warrants in favor of H. Kalson for \$62.70, Frank Kaffka for \$22.80, Wolk's Kamera Exchange for \$120.00, Federal Laboratories, Inc., for \$1,036.50, Eastman Kodak Stores, Inc., for \$147.36, W. S. Brown, Inc., for \$32.95, in payment for services rendered and supplies furnished without previous authority of law.

Whereas, Equipment of the Division of Towing and Impounding broke while being used to tow in an automobile, which had been wrecked, H. Kalson, Contractor, was employed to tow the car into a garage, and

WHEREAS, Frank Kaffka was employed to repair and reconstruct locks and keys in the Bureau of Police, and

WHEREAS, it was necessary for the Bureau of Police to purchase one Speedo-Graphic Camera equipped with a speed gun, and

WHEREAS, the Federal Laboratories, Inc., furnished various supplies for use in emergencies caused by riots, etc., and

WHEREAS, it was essential for the Bureau of Police to purchase supplies from the Eastman Kodak Stores, Inc., and W. S. Brown, for use in several emergencies, and

WHEREAS, Under the provisions of the Act of May 23, 1874, known as "The Wallace Act," the City of Pittsburgh is authorized to direct the payment of any claim against the City, without previous authority of Law, where the City has received the benefit of the same, NOW, THEREFORE,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor be and he is hereby authorized to issue and the City Controller to countersign warrants in favor of the following, chargeable to Code Accounts as specified, all in Bureau of Police, Department of Public Safety:

H. Kalson, \$62.50—Code Account 1447-B, Miscellaneous Service.

Frank Kaffka, \$22.80 — Code Account 1451-E, Repairs.

Wolk's Kamera Exchange, \$120.00—Code Account 1452-F, Equipment & Machinery.

Federal Laboratories, Inc., \$1,036.50 — Code Account 1449-C, Supplies.

Eastman Kodak Stores, Inc., \$147.36—Code Account 1449-C, Supplies.

W. S. Brown Inc., \$32.95—Code Account 1449-C, Supplies.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 23, 1939.

Approved January 27, 1939.

Ordinance Book 49, Page 493.

No. 30

AN ORDINANCE—Authorizing the issuance of warrants in favor of George H. Alexander & Company for \$162.17, Charles Bruning Company for \$539.92, Bunting Stamp Company for \$98.18, Coates, Gregg & Millar Company for \$2,963.14, Eugene Dietzgen Company for \$139.31, Eichenlaubs for \$442.85, B. K. Elliott Company for \$2,316.21, Grant Building for \$71.17, Jacobson Picture Frame Company for \$9.80, Jones & Laughlin Steel Corporation for \$22.12, Keps Electric Company for \$32.30, Lyons Metal Products, Inc. for \$141.33, Marchant Calculating Machine Company for \$360.00, James H. Matthews & Company for \$7.30, Albert A. Murrer, Inc. for \$70.00, E. E. Beeck, Co.—Trustee, Plaza Building for \$1,750.00, A. & B. Smith Company for \$103.85, Sparrow-Smart Company for \$22.95 and Underwood Elliott Fisher Company for \$789.89, for payment of Office and Engineering Equipment, Supplies, Office Rentals and Repairs furnished for the benefit of the City, without previous authority of Law.

WHEREAS, Office and Engineering

Equipment, Supplies, Office Rental and Repairs were furnished for the benefit of the City without previous authority of Law in the total sum of \$10,042.49 and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for the payment of Office and Engineering Equipment, Supplies, Office Rentals and Repairs furnished for the benefit of the City without previous authority of Law, Now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in favor of the following in payment of Office and Engineering Equipment, Supplies, Office Rental and Repairs, furnished for the benefit of the City, in the respective amounts set opposite their names and to be paid from funds appropriated by Ordinance No. 404 approved September 10, 1938 and set up in Code Accounts as designated below:*

		Docket No. Code	
George H. Alexander & Company	\$ 162.17	Bond Fund 1612	136-15A
Charles Bruning Company	539.92	Bond Fund 1634	136-18A
Bunting Stamp Company	98.18	Bond Fund 1635	136-9A
Coates, Gregg & Miller Company	2,963.14	Bond Fund 2193	136-21A
Eugene Dietzgen Company	139.31	Bond Fund 1633	136-16A
Eichenlaubs	442.85	Bond Fund 1968	136-13A
B. K. Elliott Company	2,316.21	Bond Fund 1590	136-1A
Grant Building	71.17	Bond Fund 1600	136-14A
Jacobson Picture Frame Company	9.80	Bond Fund 1600	136-14A
Jones & Laughlin Steel Corporation	22.12	Bond Fund 1600	136-14A
Keps Electric Company	32.30	Bond Fund 1600	136-14A
Lyons Metal Products, Inc.	141.33	Bond Fund 1600	136-14A
Marchant Calculating Machine Company	360.00	Bond Fund 1967	136-5A
James H. Matthews & Company	7.30	Bond Fund 1600	136-14A
Albert A. Murrer, Inc.	70.00	Bond Fund 1635	136-9A
E. E. Beeck, Co.—Trustee, Plaza Bldg.	875.00	Bond Fund 1616	136-8A
E. E. Beeck, Co.—Trustee, Plaza Bldg.	875.00	Bond Fund 2132	136-20A
A. & B. Smith Company	103.85	Bond Fund 1635	136-9A
Sparrow-Smart Company	22.95	Bond Fund 1635	136-9A
Underwood Elliott Fisher Company	789.89	Bond Fund 1967	136-5A
Total	\$10,042.49		

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 23, 1939.

Approved January 27, 1939.

Ordinance Book 49, Page 484.

No. 31

AN ORDINANCE — Authorizing the issuance of a warrant in favor of the Ley Building Company for \$1,824.30 for services furnished.

WHEREAS, services were furnished for the benefit of the City of Pittsburgh without previous authority of law in the sum of \$1,824.30.

WHEREAS, under the provisions of the Act of May 23, 1874, authority is provided for the payment of services furnished for the benefit of the City without previous authority of law, now therefore.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Ley Building Company in the sum of \$1,824.30 and charge to Code Account 1364, Department of Lands and Buildings, in payment of services furnished for the benefit of the City.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 23, 1939.

Approved January 27, 1939.

Ordinance Book 49, Page 485.

No. 32

AN ORDINANCE — Authorizing the issuance of warrants in favor of certain employes of the Bureau of Police, Department of Public Safety, in payment of services rendered by them without previous authority of Law, between the dates of November 16, 1938 and December 15, 1938, in the sum of \$2,312.75.

WHEREAS, Ordinance No. 519, entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," ap-

proved January 3, 1938, did not include the following phrase, "Substitute Patrolmen at the rates above specified for Patrolmen for assignment when regular employes of the Bureau of Police are absent from duty," and

WHEREAS, Under the provisions of the Act of May 23, 1874, known as "The Wallace Act," the City of Pittsburgh is authorized to direct the payment of any claim against the City, without previous authority of Law, where the City has received the benefit of the same, NOW, THEREFORE,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized to issue and the City Controller to countersign warrants in favor of the following named employes of the Bureau of Police, for the amounts as herein-after specified, chargeable to Code Account No. 1443-Salaries, Bureau of Police, Department of Public Safety:*

Edward P. Tunney	\$ 94.60
Regis F. Conley	91.63
Edgar J. Myers	72.23
Clarence C. Cooper	72.55
Harry T. Walters	91.79
Carl J. Basl	81.47
Joseph T. Verscharen	112.66
William A. Sunderman	81.61
James J. Mullen	81.31
Alvin E. Morosetti	81.47
Roland F. Schmuck	4.43
James H. Forster	85.75
Albert J. Lhota	85.75
Edward J. Frisch	90.34
Fred W. Dauncey	81.47
William J. Dine	91.47
James V. Cronin	77.32
Patrick O'Connell	85.90
George Crummer	81.47
Cecil F. Marshall	77.03
Clarence J. Burger	81.31
Francis P. Kearns	77.18
Carl J. Bruce	27.99
Albert Jacks	31.05
Joseph D. Fretz	4.43
James V. McTague	135.28
Joseph S. Flynn	135.28
Charles A. Pugliese	108.08
Daniel C. Mills	9.62
George F. Rhodes	4.43
Alexander McCullough	75.85

Section 2. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 23, 1939.

Approved January 27, 1939.

Ordinance Book 49, Page 486.

No. 33

AN ORDINANCE—Authorizing and directing the Department of Public Safety to incur certain expenses in connection with the operation of the Better Traffic Committee for the year 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Department of Public Safety be and it is hereby authorized and directed to incur expenses for the following purposes for the year 1939:*

Radio programs,
Newspaper cartoons and illustrations,
Safety publications,
Traffic law summaries,
Moving pictures,
Inter-fleet truck safety contest,
Posters and displays,
Traffic Safety Observers,
Safety campaigns, and
Miscellaneous traffic education work,
including employing of the services of an Education Secretary and from time to time of clerical and stenographic services,

at an expense not to exceed Ten Thousand Dollars (\$10,000.00) in the aggregate, in connection with the operations of the Better Traffic Committee.

Section 2. That the said Department of Public Safety be and it is hereby authorized and directed to incur expenses in connection with the Traffic Essay Contest, School Boy Patrols, school posters and literature, summer playground safety contest and other child safety activities in an amount not to exceed Four Thousand Dollars (\$4,000.00).

Section 3. That the expenditures authorized by Sections 1 and 2 of this ordinance, when certified by the officers of the Better Traffic Committee and approved by the Director of the Depart-

ment of Public Safety, shall be charged to and paid out of Code Accounts No. 1497, Item M. Traffic Education Fund, and No. 1499, Item C, Child Safety Activities, respectively, both of said Code Accounts being in the Bureau of Traffic Planning, Department of Public Safety.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 23, 1939.

Approved January 27, 1939.

Ordinance Book 49, Page 487.

No. 34

AN ORDINANCE—Amending portions of Section 9, Department of Law, of Ordinance No. 618, which became a law January 9, 1939, entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That those portions of Section 9, Department of Law, of Ordinance No. 618, which became a law January 9, 1939, entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which read as follows:*

"Special Assistant City Solicitor, \$5,000.00 per annum

Special Assistant City Solicitor in charge of recovering funds and securities in closed banks and trust companies in process of liquidation. \$5,000.00 per annum

Three Stenographers, \$1,925.00 each per annum

Stenographer, \$1,540.00 per annum" be and the same are hereby amended to read as follows:

Two Special Assistant City Solicitors. \$5,000.00 each per annum

Three Stenographers, \$1,949.00 each per annum
Stenographer, \$1,490.00 per annum.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 23, 1939.

Approved January 27, 1939.

Ordinance Book 49, Page 488.

No. 35

A^N ORDINANCE—Creating and establishing an additional position in the Department of Public Welfare, fixing the rate of compensation and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* there is hereby created and established in the Department of Public Welfare the position of Social Service Worker at the rate of \$2,750.00 per annum.

Section 2. That the Director of the Department of Public Welfare is hereby authorized to fill such position in the manner prescribed by law. Said compensation to be payable from Code Account 1301, Salaries Regular employees, Department of Public Welfare.

Pa. Docket No.	Construc- tion Cost	Engineering and other Necessary Expenses	Total
✓ 1591—Water Storage Tanks—Lincoln, Al- lentown and Squirrel Hill District; Pipe Line Replacement on Small- man Street and reinforcing main in the Oakland Heights District....\$	57,000.00	\$ 2,963.00	\$ 59,963 00
1600—2 Comfort Stations in Parks, and 10 Field Houses in Playgrounds....	18,436.75	-----	18,436.75
1601—Lanpher Water Main Reinforce- ment -----	10,000.00	-----	10,000.00
1604—Herrs Island Bridge-----	14,700.00	-----	14,700.00
1612—Bleachers and Field Houses in four (4) Playgrounds -----	19,051.00	-----	19,051.00
1616—Street Improvements — Schedule "A" -----	85,920.00	-----	85,920.00

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 23, 1939.

Approved January 27, 1939.

Ordinance Book 49, Page 488.

No. 36

A^N ORDINANCE — Appropriating and setting aside the aggregate amount of \$1,090,001.15, for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of public Works, from the proceeds of grants of funds of the Government of the United States.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the following sums are hereby set apart and appropriated from the proceeds derived from Grants of Funds of the Government of the United States, for the payment of the cost, including engineering and other necessary expenses, for making improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works:

1631—Sewerage System in 33rd Street Drainage Basin	167,140.00	-----	167,140.00
1633—Bath and Field Houses in Magee & Cowley—Goettman Playgrounds	18,745.00	-----	18,745.00
1634—Swimming Pools and Bath Houses in Burgwin, Ammon, Warrington & Moore Playgrounds	59,124.00	-----	59,124.00
1635—Street Improvements — Schedule "B"	19,000.00	501.90	19,501.90
1649—Highland Park Zoo Building Remodeling	25,389.00	-----	25,389.00
1967—Wilmot Street Bridge	77,200.00	-----	77,200.00
1968—Rising Water Main from Brilliant Pumping Station and new Water Main on Second Avenue	47,264.00	-----	47,264.00
1970—Sewerage Systems in the Bates Street and Columbus Avenue Basins	65,000.00	17,900.00	82,900.00
1996—Shady Avenue and South Highland Avenue Bridges	7,000.00	810.00	7,810.00
2015—Bloomfield Bridge Sidewalk and Corliss Station Bridge Reconstruction	19,200.00	-----	19,200.00
2132—Mission Street Bridges (East & West) reconstruction and River Avenue Viaduct	33,000.00	216.75	33,216.75
2193—Widening and Repaving of Streets Schedule "C"	250,000.00	13,652.75	263,652.75
2208—13 Filter Houses in various swimming pools throughout the City with Filter Equipment and Appurtenances	34,000.00	7,565.00	41,565.00
2299—Relief Sewer — California Avenue, Broadhead—Fording Road, Nittany & Valley Rue Streets	19,000.00	222.00	19,222.00
TOTAL	\$1,046,169.75	\$43,831.40	\$1,090,001.15

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 23, 1939.

Approved January 27, 1939.

Ordinance Book 49, Page 489.

Public Bridges of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor," and as amended by Ordinance No. 561, approved December 6, 1938, and Ordinance No. 2, approved January 16, 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section I of Ordinance No. 539, approved November 23, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public bridges of the City of Pittsburgh, in the Department of Public Works, and providing for the payment

No. 37

AN ORDINANCE—Amending Section 1 of Ordinance No. 539, approved November 23, 1938, entitled—"An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the

of the costs thereof from funds otherwise appropriated therefor and as amended by Ordinance No. 561, approved December 6, 1938, and Ordinance No. 2, approved January 16, 1939, shall be amended in the following manner:

The lines which read as follows:

2132—Mission Street Bridge—
West Construction of
Piers -----\$13,000.00

shall be changed to read:

2132—Mission Street Bridge—
West Construction of
Piers -----\$21,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 23, 1939.

Approved January 27, 1939.

Ordinance Book 49, Page 490.

No. 38

AN ORDINANCE—Supplementing and amending Ordinance No. 415, approved September 17, 1938, entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Health to enter into a contract of employment with an architect or architects for the purpose of preparing plans and specifications for the proposed reconstruction of and additions to the Leech Farm Hospital, and to provide for the payment of the same.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Ordinance No. 415, approved September 17, 1938, entitled "An Ordinance authorizing the Mayor and the Director of the Department of Public Health to enter into a contract of employment with an architect or architects for the purpose of preparing plans and specifications for the proposed reconstruction of and additions to the Leech Farm Hospital, and to provide for the payment of the same," be and the same is hereby supplemented by inserting immediately before Section 1 thereof the following clause:

"WHEREAS, it appears that in connection with the reconstruction of and additions to the Leech Farm Hospital the architect or architects will be compelled to pay approximately \$5,000.00 for the services of heating, ventilating, mechanical and electrical engineers, in excess of the normal charges for the procurement of such services, due to the difficult problems of alignment, reassembling and the reconnection of old facilities in connection with this project; now, therefore,"

That Section 2 of said Ordinance No. 415, approved September 17, 1938, be and the same is hereby amended to read as follows:

"SECTION 2. The compensation to be paid said architect or architects for his or their complete services shall be 6% upon the cost of the Leech Farm Hospital, and in addition thereto a sum not to exceed \$5,000.00 to be paid to said architect or architects for the cost of the services of heating, ventilating, mechanical and electrical engineers; provided, however, that 45% of said total fee, including said additional sum, which shall not exceed \$5,000.00, shall be paid by the Federal Emergency Administration of Public Works."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 23, 1939.

Approved January 27, 1939.

Ordinance Book 49, Page 491.

No. 39

AN ORDINANCE—Authorizing and directing the Director of the Department of Public Works, through the Bureau of Tests, to perform work in connection with inspection and testing of all materials used in future contracts for the construction of the new Municipal Hospital and additions to Leech Farm Tuberculosis Sanatorium, and providing for the payment of services incurred thereby.

WHEREAS, It is necessary to have all materials used in future contracts for construction work at the new Municipal

Hospital and additions to Leech Farm Tuberculosis Sanatorium inspected and tested in order to meet the requirements of the specifications for contracts covering the aforesaid construction work; Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Director of the Department of Public Works be and he is hereby authorized and directed through the Bureau of Tests, to inspect and test all materials used in future contracts for construction of the new Municipal Hospital and additions to Leech Farm Tuberculosis Sanatorium, and the cost of salaries of employees of the Bureau of Tests engaged in performing the services involved, and of other necessary expenses incurred in connection therewith, shall be respectively chargeable to and payable from the construction accounts established for Pa. Dockets Nos. 2218 and 2154.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 23, 1939.

Approved January 27, 1939.

Ordinance Book 49, Page 492.

No. 40

AN ORDINANCE—Authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Charles C. Donkin and Leighton H. Campbell, situate in the Twelfth Ward of the City of Pittsburgh, for extending and improving the water supply system of the City, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor, and providing for the payment of the City's share of the costs, damages and expenses occasioned thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That

the City of Pittsburgh deems it proper and expedient to exercise the power of eminent domain vested in the said corporation for the acquisition by it of the real estate hereinafter mentioned and described to be used for extending and improving the water supply system of the City; therefore:

The Director of the Department of Public Works of the City of Pittsburgh is hereby authorized and directed to proceed in the name, and on behalf of said City and for the use of the same to have taken, appropriated and condemned for public purposes in the manner prescribed by law that certain hereinafter described real estate and property situate in the Twelfth (formerly the Twenty-first) Ward, in the City of Pittsburgh, County of Allegheny and State of Pennsylvania, being Lots Nos. 639, 640 and 641 in Chadwick Place Plan of Lots, recorded in the Recorder's Office of Allegheny County, Pennsylvania, in Plan Book, Vol. 19, Page 72, bounded and described as follows, to-wit:

Beginning at a point at the southwest corner of Brushton Avenue and Worthington Street; thence along the westerly line of Brushton Avenue South 2° 55' West a distance of 75.0 feet to a point on the dividing line between lots Nos. 633 and 639 in the above described Plan of Lots; thence along said dividing line North 87° 05' West a distance of 100.0 feet to a point on the westerly line of Lot No. 639; thence by said line and the westerly line of Lots Nos. 640 and 641 North 2° 55' East a distance of 93.01 feet to a point on the southerly line of Worthington Street; thence along said line of Worthington Street North 67° 33' East a distance of 3.87 feet to a point; thence continuing along said southerly line of Worthington Street South 75° 34' East a distance of 98.48 feet to a point at the southwest corner of Brushton Avenue and Worthington Street, at the place of beginning.

Being part of the same property which Henry W. Verner and Florence N. Verner, his wife, by their deed dated the 23rd day of December, 1919, and recorded in the Recorder's Office of Allegheny County, Pa., in Deed Book, Vol. 1977, page 393, granted and conveyed unto the above said Charles C. Donkin and Leighton H. Campbell.

The City of Pittsburgh does hereby elect and resolve to take, use, appropriate and condemn said real estate and property aforesaid, the damages therefor not having been agreed upon between the said City and the said owners.

Section 2. The City's share of the costs, damages and expenses occasioned thereby are hereby made chargeable to and payable from Docket No. Pa. 1591-F, heretofore established as the account for all funds required for certain improvements to the City's Water System including the construction of the Lincoln Water Tank and Appurtenances.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinary be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 23, 1939.

Approved January 27, 1939.

Ordinance Book 49, Page 493.

No. 41

AN ORDINANCE—Authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of the Commonwealth Collateral Company, a Delaware Corporation, situate in the Fifteenth Ward of the City of Pittsburgh, for extending and improving the water supply system of the City, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor, and further providing for the payment of the City's share of the costs, damages and expenses occasioned thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the City of Pittsburgh deems it proper and expedient to exercise the power of eminent domain vested in the said corporation for the acquisition by it of the real estate hereinafter mentioned and described to be used for extending and improving the water supply system of the City, therefore:

The Director of the Department of Public Works of the City of Pittsburgh

is hereby authorized and directed to proceed in the name, and on behalf of said City and for the use of the same to have taken, appropriated and condemned for public purposes in the manner prescribed by law that certain hereinafter described real estate and property situate in the Fifteenth Ward (formerly the Twenty-third) in the City of Pittsburgh, County of Allegheny, and State of Pennsylvania, bounded and described as follows, to-wit:

Beginning on the westerly line of Tesla street (formerly Graphic street) at the distance of two hundred and forty-five and thirty-six hundredths (245.36) feet southwardly from the southerly line of Harlem street; thence along Tesla street south 26° 15' east a distance of forty (40.0) feet; thence westwardly at right angles to Tesla street a distance of one hundred and fourteen (114) feet to the easterly line of an alley six (6.0) feet wide; thence along said alley north 26° 15' west a distance of forty (40.0) feet to a point; and thence eastwardly by a line one hundred and fourteen (114.0) feet to Tesla street at the place of beginning.

Being the same property which Solomon H. Collins and Sarah A. Collins, his wife, by their deed dated March 3, 1914, and recorded in Deed Book, Vol. 1813, Page 126, conveyed to the said Commonwealth Collateral Company, a Delaware Corporation.

The City of Pittsburgh does hereby elect and resolve to take, use, appropriate and condemn said real estate and property aforesaid, the damages therefor not having been agreed upon between the said City and the said owner.

Section 2. The City's share of the costs, damages and expenses occasioned thereby are hereby made chargeable to and payable from Docket No. Pa. 1591-F, heretofore established as the account for all funds required for certain improvements to the City's Water System including the construction of the Squirrel Hill Water Tank and Appurtenances.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 23, 1939.

Approved January 27, 1939.

Ordinance Book 49, Page 494.

No. 42

AN ORDINANCE—Supplementing Section 12, City Planning Commission, and amending Section 26, Bureau of Inspection, of Ordinance No. 618 entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law on January 9, 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Section 12, City Planning Commission, of Ordinance No. 618 entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law on January 9, 1939, shall be and the same is hereby supplemented by adding one position as follows:

One Draftsman----\$165.00 per month, payable from the particular fund or funds appropriated by ordinance for said purposes.

That the portion of Section 26, Bureau of Inspection, which reads as follows:

"File Clerk-----\$1,500.00 per annum" shall be and the same is hereby amended to read:

Permit Clerk-----\$1,500.00 per annum.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same effects this Ordinance.

Passed January 30, 1939.

Approved February 1, 1939.

Ordinance Book 49, Page 495.

No. 43

AN ORDINANCE—Supplementing Section 30, Dept. of Lands and Buildings, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," which became a law January 9, 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Section 30 of an Ordinance entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939, be supplemented by adding thereto one (1) Bricklayer, \$14.00 per day, chargeable to Code Account No. 1367, Wages, Temporary employees.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 30, 1939.

Approved February 1, 1939.

Ordinance Book 49, Page 496.

No. 44

AN ORDINANCE — Appropriating and setting aside the sum of Ninety-five Thousand Four Hundred Twenty-eight Dollars and Thirty-five cents (\$95,428.25) from proceeds derived from grant of the Government of the United States, Docket No. 2154-F, for the purpose of paying for the reconstruction of and additions to the Leech Farm Hospital.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the sum of Ninety-five Thousand, Four Hundred Twenty-eight Dollars and Thirty-five cents (\$95,428.25) be and is hereby appropriated and set aside from the proceeds derived from grant of the Government of the United States, Docket No. 2154-F, for the purpose of paying for the reconstruction of and additions to the Leech Farm Hospital.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 30, 1939.

Approved February 1, 1939.

Ordinance Book 49, Page 496.

No. 45

AN ORDINANCE — Appropriating the sum of One Hundred Forty-eight Thousand Dollars (\$148,000.00) from Public Improvement Notes, 1939, for the payment of the City's share of the cost of Unemployment Relief Projects, to be carried out by the Department of Public Works in conjunction with the Federal Works Progress Administration.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the sum of One Hundred Forty-eight Thousand (\$148,000.00) Dollars from Public Improvement Notes, 1939, or so much thereof as may be necessary, shall be and the same is hereby appropriated for the payment of the City's share of the cost of Unemployment Relief Projects, to be carried out by the Department of Public Works in conjunction with the Federal Works Progress Administration, for the purposes and in the amounts hereinbelow set forth:

Item No.	Description	Amount
1	For Repairs and Improvements of City Streets-----	\$ 80,000.00
2	For Repairs and Improvements to City Walks and Steps -----	5,000.00
3	For Sealing Abandoned Mines and Checking Mine Fires -----	3,000.00
4	For Repairs and Improvements of City Parks-----	25,000.00
5	For Repairs and Construction of City Sewers-----	5,000.00
6	For Replacements and Extensions of City Water Mains -----	15,000.00
7	For Payment of Salaries, Wages and Miscellaneous Services, Engineering, Clerical, Inspection and Supervision Expenses ----	12,000.00
8	For Rental of Warehouse Space, Rental or Purchase of Tools, Equipment, Instruments, Office and Drafting Room Furniture, Equipment and Appliances; Rentals of Truck,	

Plant or Field Equipment;
Purchase of Materials and Supplies; Expenses on account of Miscellaneous Services, Minor Repairs, Transportation, Engineering and Clerical Payrolls, and such other Incidental and Contingent Expenditures for which need may arise in the Progress of the Work. ----- 3,000.00

TOTAL ----- \$148,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 30, 1939.

Approved February 1, 1939.

Ordinance Book 49, Page 497.

No. 46

AN ORDINANCE—Amending Section 1 and the title of Ordinance No. 403, approved September 10, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes," and as amended by Ordinance No. 456, approved October 8, 1938; by Ordinance No. 493, approved October 29, 1938 and by Ordinance No. 538, approved November 23, 1938.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That certain portions of Section 1 of Ordinance No. 403, approved September 10, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses,

for improvements to the public highway, bridge, and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from

the sale of \$3,250,000.00 short-term promissory notes," and as amended by Ordinance No. 456, approved October 8, 1938; by Ordinance No. 493, approved October 29, 1938 and by Ordinance No. 538, approved November 23, 1938, shall be amended in the following manner:

The lines which read as follows:

1604	Herrs Island Bridge-----	\$ 97,950.00	\$ 4,000.00	\$101,950.00
1996	Shady Avenue and South Highland Avenue Bridges -----	48,285.00	3,000.00	51,285.00
1591	Water Storage Tanks, Lincoln, Allentown and Squirrel Hill Districts. Pipe line replacement on Smallman street and reinforcing main in the Oakland Heights District -----	432,051.00	12,000.00	444,051.00
1601	Lanpher Main Reinforcement -----	73,000.00	2,000.00	75,000.00
1968	Rising Water Main from Brilliant Pumping Station and new Water Main on Second avenue. -----	367,014.00	13,000.00	380,014.00
1600	2 Comfort Stations in Parks and 10 Field Houses in Playgrounds-----	127,345.00	4,000.00	131,345.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 30, 1939.

Approved February 1, 1939.

Ordinance Book 49, Page 498.

proved December 6, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor," shall be amended in the following manner:

The lines which read as follows:

1600	Sheraden Park -- Field House--General Work--Heating, Plumbing, Wiring -----	\$21,000.00
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shall be changed to read:

1600	Sheraden Park -- Field House--General Work--Heating, Plumbing, Wiring -----	\$25,000.00
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Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 30, 1939.

Approved February 1, 1939.

Ordinance Book 49, Page 500.

No. 47

AN ORDINANCE—Amending Section 1 of Ordinance No. 566, approved December 6, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 1 of Ordinance No. 566, ap-

No. 48

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of Playground Equipment for the Bureau of Recreation, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Playground Equipment at a cost not to exceed the sum of \$2,300.00 for the Bureau of Recreation, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1907—Equipment, Bureau of Recreation.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 30, 1939.

Approved February 1, 1939.

Ordinance Book 49, Page 500.

No. 49

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of 12 Auto Trucks for the Bureau of Highways and Sewers, Department of Public Works, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That

the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of 12 Auto Trucks at a cost not to exceed the sum of \$1,300.00 each, including the trade-in of 12 old Trucks for the Bureau of Highways and Sewers, Department of Public Works, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the amounts set forth above to be chargeable to and payable from:

Code Account No. 1629—Equipment—Bu. Highways & Sewers
the sum of ----- \$7,800.00

Code Account No. 1635—Equipment—Bu. Highways & Sewers the sum of ----- 5,200.00

Code Account No. 1641—Equipment—Bu. Highways & Sewers the sum of ----- 2,600.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 30, 1939.

Approved February 1, 1939.

Ordinance Book 49, Page 501.

No. 50

AN ORDINANCE—Providing for the letting of a contract for the furnishing and delivery of One Automobile Coupe for the Bureau of Fire, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bid-

der for the furnishing and delivery of One Automobile Coupe at a cost not to exceed the sum of \$900.00, including the trade-in of One 1938 Buick Coupe for the Bureau of Fire, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1468—Equipment, Bureau of Fire.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 30, 1939.

Approved February 1, 1939.

Ordinance Book 49, Page 502.

No. 51

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing of Laboratory Equipment for the Department of Public Health, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Laboratory Equipment at a cost not to exceed the sum of \$600.00 for the Department of Public Health, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1255—Equipment, Department of Public Health.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 30, 1939.

Approved February 1, 1939.

Ordinance Book 49, Page 502.

No. 52

AN ORDINANCE—Amending Section 1 of Ordinance No. 522, approved November 15, 1938, entitled "An Ordinance granting to the Board of County Commissioners of the County of Allegheny the right to enter into the City of Pittsburgh for the purpose of constructing a Boulevard System adjacent to the Water Front Areas in the City of Pittsburgh, beginning at a point in the vicinity of the intersection of Grant street and Water street; thence along Water street to a point in the vicinity of Short street, and beginning at a point in the vicinity of the intersection of Barbeau street with Duquesne way; thence along Duquesne way to a point in the vicinity of the intersection of Tenth street and Duquesne way."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Section 1 of Ordinance No. 522, approved November 15, 1938, entitled "An Ordinance granting to the Board of County Commissioners of the County of Allegheny the right to enter into the City of Pittsburgh for the purpose of constructing a Boulevard System adjacent to the Water Front Areas in the City of Pittsburgh, beginning at a point in the vicinity of the intersection of Grant street and Water street; thence along Water street to a point in the vicinity of Short street, and beginning at a point in the vicinity of the intersection of Barbeau street with Duquesne way; thence along Duquesne way to a point in the vicinity of the intersection of Tenth street and Duquesne way," be and the same is hereby amended to read as follows:*

SECTION 1. *Be it ordained and enacted by the City of Pittsburgh in*

Council assembled, and it is hereby ordained and enacted by the authority of the same, That consent is hereby given to the Board of County Commissioners of the County of Allegheny, Pennsylvania, to enter into the City of Pittsburgh for the purpose of constructing a Boulevard system adjacent to the water front areas in the City of Pittsburgh, beginning at a point in the vicinity of the intersection of Grant street and Water street; thence along Water street to a point in the vicinity of Short street, and beginning at a point in the vicinity of the intersection of Barbeau street with Duquesne way, thence along Duquesne way to a point in the vicinity of the intersection of Tenth street and Duquesne way, in conformity with plans to be prepared by the County of Allegheny and approved by the proper officials of the City of Pittsburgh, copies of which plans are to be placed upon file in the proper offices of record in the City of Pittsburgh.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 30, 1939.

Approved February 1, 1939.

Ordinance Book 49, Page 503.

No. 53

A^N ORDINANCE—Vacating Hippley street, in the Twenty-fourth Ward of the City of Pittsburgh, between the north and south lines of the Fred H. Jones Plan of Lots.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Hippley street in the Twenty-fourth Ward of the City of Pittsburgh, between the north and south lines of the Fred H. Jones Plan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book Volume 4, pages 45, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 30, 1939.

Approved February 1, 1939.

Ordinance Book 49, Page 504.

No. 54

A^N ORDINANCE—Authorizing the City of Pittsburgh to co-operate with the Housing Authority of the City of Pittsburgh by furnishing certain municipal aid for housing projects of said Housing Authority; prescribing a form of contract with the Housing Authority of the City of Pittsburgh with reference thereto, and authorizing the execution of said contract.

WHEREAS, the Housing Authority of the City of Pittsburgh (herein called the "Authority") proposes to develop and administer within the territorial limits of the City of Pittsburgh (herein called the "City") a low-rent housing project which consists of approximately 1758 dwelling units more fully described in "Project Description PA-1-3" filed with the records of the Authority with such changes in the Project as may be made from time to time with the approval of the United States Housing Authority; and said Project includes the elimination of a substantially equal number of unsafe or insanitary dwelling units; and

WHEREAS, the development of the Project will be financed in part by the issuance of bonds by the Authority maturing over a period of sixty years, and said bonds will be secured in part by the net revenues derived from the operation of the Project but will not be so secured as to confer the power of foreclosure or forfeiture on the holders of said bonds; and

WHEREAS, it is necessary to the public health, safety and welfare of the City that the present low-income occupants of unsafe or insanitary dwellings in the City be provided with safe and sanitary dwellings at rentals they can afford to pay; and

der for the furnishing and delivery of One Automobile Coupe at a cost not to exceed the sum of \$900.00, including the trade-in of One 1938 Buick Coupe for the Bureau of Fire, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1468—Equipment, Bureau of Fire.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 30, 1939.

Approved February 1, 1939.

Ordinance Book 49, Page 502.

No. 51

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing of Laboratory Equipment for the Department of Public Health, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Laboratory Equipment at a cost not to exceed the sum of \$600.00 for the Department of Public Health, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1255—Equipment, Department of Public Health.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 30, 1939.

Approved February 1, 1939.

Ordinance Book 49, Page 502.

No. 52

AN ORDINANCE—Amending Section 1 of Ordinance No. 522, approved November 15, 1938, entitled "An Ordinance granting to the Board of County Commissioners of the County of Allegheny the right to enter into the City of Pittsburgh for the purpose of constructing a Boulevard System adjacent to the Water Front Areas in the City of Pittsburgh, beginning at a point in the vicinity of the intersection of Grant street and Water street; thence along Water street to a point in the vicinity of Short street, and beginning at a point in the vicinity of the intersection of Barbeau street with Duquesne way; thence along Duquesne way to a point in the vicinity of the intersection of Tenth street and Duquesne way."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Section 1 of Ordinance No. 522, approved November 15, 1938, entitled "An Ordinance granting to the Board of County Commissioners of the County of Allegheny the right to enter into the City of Pittsburgh for the purpose of constructing a Boulevard System adjacent to the Water Front Areas in the City of Pittsburgh, beginning at a point in the vicinity of the intersection of Grant street and Water street; thence along Water street to a point in the vicinity of Short street, and beginning at a point in the vicinity of the intersection of Barbeau street with Duquesne way; thence along Duquesne way to a point in the vicinity of the intersection of Tenth street and Duquesne way," be and the same is hereby amended to read as follows:*

SECTION 1. *Be it ordained and enacted by the City of Pittsburgh in*

Council assembled, and it is hereby ordained and enacted by the authority of the same, That consent is hereby given to the Board of County Commissioners of the County of Allegheny, Pennsylvania, to enter into the City of Pittsburgh for the purpose of constructing a Boulevard system adjacent to the water front areas in the City of Pittsburgh, beginning at a point in the vicinity of the intersection of Grant street and Water street; thence along Water street to a point in the vicinity of Short street, and beginning at a point in the vicinity of the intersection of Barbeau street with Duquesne way, thence along Duquesne way to a point in the vicinity of the intersection of Tenth street and Duquesne way, in conformity with plans to be prepared by the County of Allegheny and approved by the proper officials of the City of Pittsburgh, copies of which plans are to be placed upon file in the proper offices of record in the City of Pittsburgh.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 30, 1939.

Approved February 1, 1939.

Ordinance Book 49, Page 503.

No. 53

AN ORDINANCE—Vacating Hippley street, in the Twenty-fourth Ward of the City of Pittsburgh, between the north and south lines of the Fred H. Jones Plan of Lots.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Hippley street in the Twenty-fourth Ward of the City of Pittsburgh, between the north and south lines of the Fred H. Jones Plan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book Volume 4, pages 45, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 30, 1939.

Approved February 1, 1939.

Ordinance Book 49, Page 504.

No. 54

AN ORDINANCE—Authorizing the City of Pittsburgh to co-operate with the Housing Authority of the City of Pittsburgh by furnishing certain municipal aid for housing projects of said Housing Authority; prescribing a form of contract with the Housing Authority of the City of Pittsburgh with reference thereto, and authorizing the execution of said contract.

WHEREAS, the Housing Authority of the City of Pittsburgh (herein called the "Authority") proposes to develop and administer within the territorial limits of the City of Pittsburgh (herein called the "City") a low-rent housing project which consists of approximately 1758 dwelling units more fully described in "Project Description PA-1-3" filed with the records of the Authority with such changes in the Project as may be made from time to time with the approval of the United States Housing Authority; and said Project includes the elimination of a substantially equal number of unsafe or insanitary dwelling units; and

WHEREAS, the development of the Project will be financed in part by the issuance of bonds by the Authority maturing over a period of sixty years, and said bonds will be secured in part by the net revenues derived from the operation of the Project but will not be so secured as to confer the power of foreclosure or forfeiture on the holders of said bonds; and

WHEREAS, it is necessary to the public health, safety and welfare of the City that the present low-income occupants of unsafe or insanitary dwellings in the City be provided with safe and sanitary dwellings at rentals they can afford to pay; and

WHEREAS, the City will directly benefit from the construction of new, safe and sanitary dwellings for families of low-income and from the elimination of unsafe or insanitary dwellings within the City; and

WHEREAS, the Council of the City desires to enter into a contract with the Authority with respect to certain municipal aid to be furnished by the City for the Project; NOW, THEREFORE,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the City hereby determines that, for the purpose of aiding said Authority in its efforts to develop the Project and to eliminate unsafe and insanitary dwellings in the City, the City shall cooperate with the Authority by furnishing municipal improvements, services and facilities for the Project and by giving other aid on behalf of the Project, all as more fully provided in the form of agreement set forth in Section 2 hereof.*

Section 2. That the City shall enter into an agreement with the Authority substantially in the following form:

**AGREEMENT BETWEEN THE CITY OF
PITTSBURGH AND THE HOUSING
AUTHORITY OF THE CITY OF
PITTSBURGH**

WHEREAS the property of a housing authority is public property exempt from all taxes and special assessments of a city, county, borough, the Commonwealth, or any political subdivision thereof, and by virtue thereof, and the Housing Authorities Law of the Commonwealth of Pennsylvania, the low-rent housing projects of the Housing Authority of the City of Pittsburgh (herein called the "Authority") and the Authority are exempt from taxes by the City of Pittsburgh (herein called the "City"), by the School District of the City of Pittsburgh (herein called the "School District"), by the County of Allegheny (herein called the "County") and by all other political subdivisions of the Commonwealth of Pennsylvania; and

WHEREAS, the Authority proposes to develop and administer within the territorial limits of the City a low-rent housing project consisting of approximately 1758 dwelling units more fully

described in "Project Description PA-1-3" filed with the records of the Authority (herein called the "Project") with such changes in the Project as may be made from time to time with the approval of the United States Housing Authority; and said Project includes the elimination of a substantially equal number of unsafe or insanitary dwelling units, and

WHEREAS, The Housing Authorities Law of the Commonwealth of Pennsylvania authorizes the Authority to contract with respect to the improvements, services and facilities to be furnished for the benefit of a low-rent housing project in the City, and the Housing Cooperation Law authorizes the City to contract with respect to the municipal aid for the Project;

NOW, THEREFORE, THIS AGREEMENT WITNESSETH: That in consideration of the mutual promises of the City and the Authority hereinafter set forth, the City and the Authority agrees as follows:

1. The City agrees that during the period commencing with the date of the acquisition of any part of the site for the Project and continuing throughout the useful life of the Project, it will not levy, impose or charge any taxes or special assessments against the Project, or against the Authority for or with respect to the Project. The term "useful life of the Project" as used in this Agreement shall mean the period of physical usefulness of the Project for the purpose of providing dwelling accommodations but in no event shall be less than the number of years during which any of the bonds issued to aid in financing the development of the Project shall remain outstanding.

2. The City agrees that, during the period commencing with the date of the acquisition of any part of the site for the Project and continuing throughout the useful life of the Project, it will furnish, without cost or charge to the Project or the tenants thereof, municipal services and facilities for the Project and the tenants thereof, of the same character as those furnished without cost or charge for other dwellings and inhabitants in the City, including but not limited to: fire, police and health protection and services, water supply and distribution facilities, fire hydrant service, street maintenance, snow re-

moval, garbage collection and disposal, street lighting on public streets within the Project and the boundaries thereof and sewer services, and that it will maintain in good repair and working order any and all municipal utilities and facilities, provided by it for the use and benefit of the Project and the tenants thereof.

3. The City agrees to vacate, on request of the Authority, in accordance with law, all public streets, alleys and roadways, including Wadsworth Street, within the boundaries of the Project except such streets as the Department of City Planning may recommend and the City of Pittsburgh may determine to be necessary for arterial traffic.

4. The Authority agrees to dedicate, and the City agrees to accept for municipal purposes, land which may be owned or acquired by the Authority and which the Authority determines to use for streets and roads within the boundaries of the Project for the purpose of providing ingress thereto and egress therefrom.

5. The City agrees to accept the dedication of the streets and ways mentioned in the preceding paragraph 3 hereof, and in connection therewith it agrees that, without cost or charge to the Project, the tenants thereof or the Authority, it will, in a manner satisfactory to the Authority:

(a) Upon request from the Authority to the Director of the Department of Public Works of the City, authorize the said Director of the Department of Public Works to consult with the Authority as to the plans of the Authority for the laying out and installing of such sewer lines and water mains within the dedicated rights of way contemplated in the preceding paragraph as will be necessary to service the Project. Such plans shall be subject to the approval of the Director of the Department of Public Works of the City of Pittsburgh.

(b) Upon request from the Authority to the Director of the Department of Public Works of the City authorize the said Director of the Department of Public Works to consult with the Authority as to the plans of the Authority for the laying out, grading and paving of roadways and installing of curbs and gutters in the streets and ways contemplated by paragraph 3 hereof. Such plans shall be subject to the approval

of the Director of the Department of Public Works of the City.

(c) Upon written notice from the Authority to the Director of the Department of Public Works of the City, after consultation with and approval of the said Director of the Department of Public Works of the City of the plans of the Authority as to the manner of installing such facilities, lay out and install such sewer lines and water mains within a newly located Soho street from Gazzam street to the intersection of Rose street and Kirkpatrick street and lay out and install emergency inlets at or near LaPlace street for drainage purposes, as will be necessary to service the Project; the City further agrees that it will commence work on said installation within sixty (60) days after receiving such notice, and will complete the work within one hundred twenty (120) days after notice. The time limitations specified herein may be extended, however, with the consent of the Director of the Department of Public Works acting on behalf of the City and the Administrator of the Authority acting on behalf of the Authority.

(d) Upon written notice from the Authority to the Director of the Department of Public Works of the City, after consultation with and approval of the Director of the Department of Public Works of the City of the plans of the Authority as to the manner of installing such facilities, lay out, grade and surface roadways and install curbs and gutters within a newly located Soho street from Gazzam street to the intersection of Rose and Kirkpatrick streets, grade and pave roadways and install curbs and gutters within Burrows street from the end of the existing improvements to the Project boundary, a distance of approximately two hundred and fifty (250) feet, as will be necessary to service the Project; the City further agrees that it will commence this work within thirty (30) days after such notice and will complete the work within ninety (90) days after notice. The time limitations specified herein may be extended, however, with the consent of the Director of the Department of Public Works acting on behalf of the City and the Administrator of the Authority acting on behalf of the Authority.

(e) Upon written notice from the Authority to the Director of the De-

partment of Public Works of the City, after consultation with and approval of the Director of the Department of Public Works of the City as to the manner of the installation of such facilities, enlarge, extend or repair sewer lines and water mains as will be necessary to provide adequate services at the boundaries of the Project.

(f) Upon written notice from the Authority to the Director of the Department of Public Works of the City, after consultation with and approval of the Director of the Department of Public Works of the City as to the manner of the installation of such facilities, construct, reconstruct or repair paving in existing streets and other appurtenances thereto to the boundaries of the Project, as will be necessary to provide ingress and egress for the Project.

(g) Expend, in financing the cost (including engineering and other necessary costs but excluding overhead and carrying charges) of the work mentioned in the preceding subsections (c) and (d) hereof, an amount approximately equal to One Hundred Three Thousand (\$103,000.00) Dollars; which amount shall be charged against Item G of Section 2 of Ordinance No. 271, Series of 1938, passed June 20, 1938, and approved by the Mayor June 22, 1938, which said item of said ordinance authorized the indebtedness of the City of Pittsburgh to be increased in the amount of One Million Five Hundred Thousand (\$1,500,000.00) Dollars; and, at all times during the construction described in the preceding subsections, cooperate and coordinate its work with the general construction work on Projects PA-1-3 and PA-1-1.

(h) Maintain throughout the useful life of the Project all streets, ways, sewer lines and water mains contemplated by sections (a) to (f) inclusive, of paragraph four (4) of this Agreement, as well as all streets, ways, sewer lines and water mains on the boundaries of the Project.

6. The City and the Authority agree:

(a) That the City, upon written request from the Authority, will convey by warranty deed in fee simple to the Authority, any land specified in such written request which is now owned by the City and within the site of the Project more fully described in "Pro-

ject Description PA-1-3" filed with the records of the Authority;

(b) That the City upon written request from the Authority to the Director of the Department of Public Works of the City will test materials used in the construction of any housing project in the laboratories of the Bureau of Tests of the Department of Public Works of the City. The Authority agrees to compensate the City for any additional expense the City may be put to by reason of hiring additional employees and for materials, equipment and supplies used in said tests.

(c) That the Authority be and hereby is authorized to use the playground area commonly known as the "Kennard Playground," that portion of Soho street between Wyandotte street and Reed street, and that portion of Wadsworth street between Soho street and a point approximately 200 feet east of Whitridge street for the disposal of material and earth from the cut on the site or sites for any low-rent housing projects (including the Project) the rough grading for which is commenced by the Authority within not more than three years from the date of this agreement.

(d) That the City upon written request from the Authority will accept for playground and park purposes any land specified in such request, now owned or to be acquired by the Authority within the site of the Project more fully described in "Project Description PA-1-3" filed with the records of the Authority, which land the City agrees to include in an enlarged and improved recreation area, part of which has been heretofore known as the "Kennard Playground."

(e) That the City upon written request from the Authority, after completion of the extensive fill in the Soho Valley, without cost or charge to the Project, the tenants thereof, or the Authority will improve the enlarged recreation area mentioned in the preceding subsection (d).

(f) That the City agrees that the improvements contemplated in the preceding subsection (e) shall cover the entire recreation area and shall include but not be limited to the development of a junior play area to be located in the vicinity of Wyandotte street, the construction of adequate major recreational facilities including a recreation

building and swimming pool, the development of as a park all areas within the said recreation area not specifically laid out or used for playground purposes, the development of slopes within the recreation area, and that the said work on the improvement shall be expeditiously prosecuted and completed within two years after completion of the rough grading on the said recreation area. It is understood, however, that the Authority will provide adequate underground drainage (but not including surface drainage) for the proposed fill placed by the Authority within the recreation area.

(g) That the City agrees to expend in financing the cost (including engineering and other necessary costs but excluding overhead and carrying charges) of the work mentioned in the preceding subsections (e) and (f) of paragraph six (6) hereof, an amount approximately equal to Two Hundred Forty-seven Thousand (\$247,000.00) Dollars; which amount shall be charged against Item G of Section 2 of Ordinance No. 271, Series of 1938, passed June 20, 1938, and approved by the Mayor June 22, 1938, which said item of said ordinance authorized the indebtedness of the City of Pittsburgh to be increased in the amount of One Million Five Hundred Thousand (\$1,500,000.00) Dollars; and that at all times during the construction described in the preceding subsections, cooperate and coordinate its work with the general construction work on the Project;

(h) That during the useful life of the Project the City will maintain without cost or charge to the Authority, the Project or the tenants thereof, for playground purposes the land and facilities described in the preceding subsections (d), (e) and (f).

7. Nothing in this Agreement shall be construed as limiting the power of the City to furnish aid and cooperation other than and in addition to the matter more particularly described in this Agreement.

8. The Authority agrees that it will use its best efforts to develop the Project as rapidly as possible, to operate and maintain such Project for families of low income, and to keep the City fully informed as to the status of the Project.

9. The City consents to the assignment of this Agreement for the protection of the holders of any bonds issued to aid in financing the development of the Project.

10. This Agreement shall continue in full force and effect with respect to the Project so long as the title thereto (except for the lien or title conveyed to the Trustee under the Indenture securing bonds issued to aid in the development of the Project) is held by the Authority or some other public body or agency of the State.

11. The Authority and the City agree that the cost to the City of performing this agreement will be well within its annual current revenues.

12. The term "Project" as used in this Agreement shall mean the low-rent housing project undertaken within the City by the Authority with respect to which a contract to obtain Federal annual contributions has been made, or will be made within one year from the date hereof, with the United States Housing Authority, which said Project is known as Project PA-1-3.

IN WITNESS WHEREOF, the City of Pittsburgh, Pennsylvania, and the Housing Authority of the City of Pittsburgh, have respectively caused this Agreement to be duly executed in triplicate as of the ----- day of -----, 1939.

CITY OF PITTSBURGH

By-----
Mayor.

(Seal)

ATTEST:

Secretary.

Director, Department of
Public Works.

HOUSING AUTHORITY OF THE CITY
OF PITTSBURGH

By-----
Chairman or Vice Chairman.

(Seal)

ATTEST:

Secretary.

This contract approved as to form:

City Solicitor.

Countersigned:

City Controller.

Section 3. That the Mayor and the Director of the Department of Public Works are hereby authorized to execute a contract approved by the City Solicitor substantially in the form set forth in Section 2 hereof on behalf of the City.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 30, 1939.

Approved February 1, 1939.

Ordinance Book 49, Page 504.

No. 55

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Martin Woolslayer in the sum of \$50.74 in payment of services furnished for the benefit of the City during the period of January 9th to 19th, 1939, inclusive, as Driver, without previous authority of Law.

WHEREAS, Services were furnished for the benefit of the City during the period of January 9th to 19th, 1939 inclusive, as Driver, without previous authority of Law in the total sum of \$50.74, and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for payment of services furnished for the benefit of the City without previous authority of Law, Now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Martin Woolslayer in the sum of \$50.74 in payment of services furnished for the benefit of the City during the period of January 9th to 19th, 1939 inclusive, as Driver, and to charge same to Salaries, Code Account No. 1775, Distribution Division, Bureau of Water, Department of Public Works.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 9, 1939.

Approved February 14, 1939.

Ordinance Book 49, Page 510.

No. 56

AN ORDINANCE—Authorizing the issuance of a warrant in favor of John A. Galbreath for \$164.50 in payment for extra work done on contracts for plumbing at the City Home and Hospitals, Mayview, Pa., for the benefit of the City without previous authority of law.

WHEREAS, Materials and labor were furnished and extra work done on contracts for the benefit of the City, without previous authority of law, in the total sum of \$1,241.03, and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for payment of materials and labor furnished and extra work done on contracts for the benefit of the City without previous authority of law, Now Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of John A. Galbreath in the sum of \$164.50 in payment for materials and labor furnished and extra work done on contracts for the benefit of the City by installation of vent for clothes chute and for changing conductor lines at General Hospital building, and charge same to Bond Fund 123, Mayview, City Home and Hospitals Improvement.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 9, 1939.

Approved February 14, 1939.

Ordinance Book 49, Page 510.

No. 57

AN ORDINANCE—Providing for and regulating the use of milk caps and fixing a standard specification for same; conferring powers and duties on the Director of the Department of Public Health and the Bureau of Food Inspection of the City of Pittsburgh, and imposing penalties for violation thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That on and after July 1, 1939, it shall be the duty of the Director of the Department of Public Health of the City of Pittsburgh, and he is hereby authorized and directed, to require that no person, persons, firm or corporation shall manufacture for sale, offer for sale, or expose for sale, sell or deliver, or have in his, hers, or their possession with intent to sell or deliver in the City of Pittsburgh, any milk capped in any manner other than provided by this Ordinance.

Section 2. That for the purpose and within the meaning of this ordinance, the following definitions shall obtain:

(a) "Milk" means milk, skimmed milk, chocolate milk, cream, sour cream, buttermilk, and all other milks for human consumption; and all fluid derivatives of milk, except condensed and evaporated milk.

(b) "Pouring Lip" means the flange, or top ring of the bottle, package, jug or container.

Section 3. There shall not be sold, exchanged, delivered or held in possession with intent to sell, exchange or deliver, within the City of Pittsburgh, any milk in a bottle, package, jug or container of the volume of one gallon or less, which has not a cap placed thereon by a machine, suitably protecting the pouring lip of said bottle, package, jug or container from contamination.

Section 4. All milk caps shall be of such construction design as to completely cover the pouring lip of the bottle, package, jug or container to at least its largest diameter.

Section 5. All milk caps shall bear the name and address of the processor or manufacturer, and the kind of milk

products offered for sale. All caps, including those not provided for by this ordinance, must be submitted to, and approved by the Department of Health, Bureau of Food Inspection, City of Pittsburgh, before being used.

Section 6. The Department of Health, Bureau of Food Inspection, is hereby empowered and charged to enforce the provisions of this ordinance.

Section 7. Any person, persons, firm or corporation, which manufactures offers for sale, or exposes for sale, sells or delivers or has in his, hers, or other possession with intent to sell or deliver within the City of Pittsburgh, any milk capped with or by caps, or capped in any manner in violation of any provisions of this ordinance, shall, upon conviction thereof before any Alderman or Police Magistrate of the City of Pittsburgh, be sentenced to pay a fine of not less than Ten Dollars (\$10.00), nor more than Fifty Dollars (\$50.00), and cost of prosecution. Upon conviction for a second like offense, such person, persons, firm or corporation shall be fined not less than Twenty-five Dollars (\$25.00), nor more than One Hundred Dollars (\$100.00) and costs of prosecution. In default of payment of said fines and costs, all offenders shall undergo imprisonment in the County Jail for a period of not more than thirty (30) days.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 9, 1939.

Approved February 14, 1939.

Ordinance Book 49, Page 511.

No. 58

AN ORDINANCE—Appropriating the sum of \$12,000.00 from Bond Fund No. 132 for the payment of the City's share of the cost, including salaries, to carry out and complete certain survey and planning work as conducted by the Department of City Planning in conjunction with the Federal Works Progress Administration.

No. 61

AN ORDINANCE — Authorizing the Mayor to employ C. C. C. Stotler as Technical Advisor for W. P. A. Project No. 17320 for Delinquent Tax Survey and listing of city-owned property, and tax record installation for a period of six months at a compensation of \$250.00 per month.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor is hereby authorized to employ C. C. C. Stotler as Technical Advisor for W. P. A. Project No. 17320 for Delinquent Tax Survey and listing of city-owned property, and tax record installation for a period of six months, at a compensation of \$250.00 per month. This employment is hereby exempted from the provision of Section 42 of Ordinance No. 450, approved January 7, 1902, as amended, providing that employees and clerks of said City of Pittsburgh shall have resided in said city at least two years immediately prior to such appointment, it being the intent and purpose of this ordinance to secure the special expert service of said C. C. C. Stotler for the purpose herein set forth, payable from funds set aside for such purpose.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 9, 1939.

Approved February 16, 1939.

Ordinance Book 49, Page 514.

No. 62

AN ORDINANCE—Amending a portion of Section 49, Department of Public Works—Garage, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the portion of Section 49, Department of Public Works—Garage, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939, which reads:*

One Body Painter and Repairman----

-----\$8.00 per day

shall be and the same is hereby amended to read:

One Field Supervisor of Equipment----

-----\$8.00 per day

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 9, 1939.

Approved February 16, 1939.

Ordinance Book 49, Page 515.

No. 63

AN ORDINANCE—Providing for a contract for repairs to the Coal Siding at Ross and Aspinwall Pumping Stations and for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be, and they are hereby authorized and directed to receive proposals and to award and enter into a contract for repairs to the Coal Siding at Ross and Aspinwall Pumping Stations, in accordance with the laws and ordinances governing said City, in an amount not exceeding the sum of Five Hundred (\$500.00) Dollars, chargeable to and payable from Code Account 1773, Repairs, Mechanical Division.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 9, 1939.

Approved February 16, 1939.

Ordinance Book 49, Page 515.

No. 64

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of Roof Ventilating Apparatus and Accessories for the Phipps Conservatory, Bureau of Parks, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Roof Ventilating Apparatus and Accessories at a cost not to exceed the sum of \$2,500.00 for the Phipps Conservatory, Bureau of Parks, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from 132-3 Bond Fund.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 9, 1939.

Approved February 16, 1939.

Ordinance Book 49, Page 516.

No. 65

AN ORDINANCE — Authorizing the Mayor and the director of the Department of Lands and Buildings for and in behalf of the City of Pittsburgh to enter into a lease with the Pennsylv-

vania Association for the Blind, Inc., for a portion of the main corridors in Nos. 1 and 6 Police Stations for Cigar and Newspaper Stand purposes, at an annual rent of \$1.00.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Lands and Buildings for and in behalf of the City of Pittsburgh shall be and they are hereby authorized to enter into a lease with the Pennsylvania Association for the Blind, Inc. for a portion of the main corridors of Nos. 1 and 6 Police Stations for Cigar and Newspaper Stand purposes, at an annual rent of \$1.00.*

Section 2. The amount of space covered by said lease and the rules and regulations and conditions governing the manner in which the said cigar and newspaper stands shall be maintained and conducted shall be under the direction and immediate supervision of the Department of Lands and Buildings.

Section 3. The right herein given shall be in the nature of a license only and is revokable at any time on 30 days' notice in writing from the Director of the Department of Lands and Buildings.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 9, 1939.

Approved February 16, 1939.

Ordinance Book 49, Page 517.

No. 66

AN ORDINANCE—Authorizing and directing a conveyance to the Housing Authority of the City of Pittsburgh of a certain parcel of land now owned by the City of Pittsburgh, situate in the Fifth Ward of the City of Pittsburgh.

WHEREAS, the City of Pittsburgh purchased from the Sheriff of Allegheny County, by deed dated April 20, 1912, and recorded in Deed Book Volume 1744,

page 137, Lot No. 19 in C. H. Love's Plan of Lots; and

WHEREAS, the Housing Authority of the City of Pittsburgh proposes to develop and maintain a low-rent housing project consisting of approximately 825 dwelling units, known as Project PA-1-1, within the territorial limits of the City of Pittsburgh; and

WHEREAS, the said project includes the elimination of a substantially equal number of unsafe or insanitary dwelling units; and

WHEREAS, in connection with the development and maintenance of the said Project, the Housing Authority of the City of Pittsburgh has either purchased or is contemplating the purchase of all the real estate situate in the Fifth Ward of the City of Pittsburgh in an area bounded on the North by Reed street, an Unnamed way between Calliope street and Addison street, an Unnamed way between Rose street and Reed street, Addison street, Rose street, Elmore street, and Reed street; on the East by Kirkpatrick street; on the South by Wyandotte street and Cuba way; on the West by an Unnamed way east of Lombard street; and

WHEREAS, within the boundary of the land upon which the said low-rent housing Project is to be built, the City of Pittsburgh is the owner by acquisition through Sheriff's deed, as herein recited, of certain lands hereinbefore described; and

WHEREAS, it is necessary to the public health, safety and welfare of the City that the present low income occupants of unsafe or insanitary dwellings in the City be provided with safe and sanitary dwellings at rentals they can afford to pay; and

WHEREAS, the City will directly benefit from the construction of new, safe and sanitary dwellings for families of low income, and from the elimination of unsafe or insanitary dwellings within the City; and

WHEREAS, such land now owned by the City of Pittsburgh is essential to the proper development of this area by the Housing Authority; and

WHEREAS, the Housing Authority has agreed, upon the conveyance of the property owned by the City of Pittsburgh as above described, to use the

said property for the said housing project; and

WHEREAS, the City of Pittsburgh, in Council assembled, deems it for the public interest to convey the property above described to the Housing Authority of the City of Pittsburgh in consideration of the construction of the said 825 dwelling units by the said Housing Authority and the elimination of a substantially equal number of unsafe or insanitary dwelling units, and for the further consideration of the payment by the Housing Authority of the City of Pittsburgh of the county taxes now owing on the above described property.

NOW THEREFORE,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That all that certain lot or piece of ground situate in the Fifth (formerly 13th) Ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, being Lot Number Nineteen (19) in C. H. Love's Plan, as recorded in Plan Book Vol. 4, page 191, bounded and described as follows, to-wit:*

Beginning on the southerly side of Rose street, at corner of Lot Number 18 in said plan, thence South 62° 57' West along said Rose street, twenty-one (21) feet to Lot Number 20; thence South 27° East along line of said Lot Number 20, one hundred twenty-eight (128) feet to an alley 10 feet 6 inches wide, known as Falcon way; thence North 62° 57' East along said alley, known as Falcon way, twenty-one (21) feet to corner of Lot Number 18; thence North 27° West along line of Lot Number 18, one hundred twenty-eight (128) feet to Rose street, at the place of beginning.

Being the same property which the Sheriff of Allegheny County, by deed dated April 20, 1912, and recorded in the Recorder's Office of Allegheny County in Deed Book Volume 1744, page 137, granted and conveyed to the City of Pittsburgh

shall be, and the same is hereby authorized to be conveyed to the Housing Authority of the City of Pittsburgh.

Section 2. That the Mayor shall be and he is hereby authorized and directed, for and in behalf of the City

of Pittsburgh, to execute and deliver a deed to the Housing Authority of the City of Pittsburgh conveying title to the following described property:

All that certain lot or piece of ground situate in the Fifth (formerly 13th) Ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, being Lot Number Nineteen (19) in C. H. Love's Plan, as recorded in Plan Book Vol. 4, page 191, bounded and described as follows, to-wit:

Beginning on the southerly side of Rose street, at corner of Lot Number 18 in said plan; thence South 62° 57' West along said Rose street, twenty-one (21) feet to Lot Number 20° thence South 27° East along line of said Lot Number 20, one hundred twenty-eight (128) feet to an alley 10 feet 6 inches wide, known as Falcon way; thence North 62° 57' East along said alley, known as Falcon way, twenty-one (21) feet to corner of Lot Number 18; thence North 27° West along line of Lot Number 18, one hundred twenty-eight (128) feet to Rose street, at the place of beginning.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 9, 1939.

Approved February 16, 1939.

Ordinance Book 49, Page 517.

No. 67

AN ORDINANCE—Supplementing Section 17, Carnegie Free Library of Allegheny, and Section 31, Department of Lands and Buildings, Bureau of Operating Maintenance, of Ordinance No. 618, which became a law January 9, 1939, entitled: "An Ordinance fixing the number of officers and employees of all Departments of the City of Pittsburgh, and the rate of compensation thereof."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 17, Carnegie Free Library of Allegheny, of Ordinance No. 618, which became a law January 9, 1939, entitled, "An Ordinance fixing the number of

officers and employees of all Departments of the City of Pittsburgh, and the rate of compensation thereof," be supplemented by adding the following:

2 Sunday Assistants.....\$6.00 each per day
Sunday Assistant.....\$5.00 per day;
and that Section 31, Department of Lands and Buildings, Bureau of Operating Maintenance, of said Ordinance, be supplemented by adding the following:
Head Janitor, Carnegie Free Library of Allegheny\$1,650.00 per annum
Cleaner, Carnegie Free Library of Allegheny.....\$1,130.00 per annum

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 14, 1939.

Approved February 16, 1939.

Ordinance Book 49, Page 519.

No. 68

AN ORDINANCE—Accepting the grading, paving and curbing on Raymond street, from Nevada street to Windermere drive; accepting the grading, paving, curbing, water line and sewer on Windermere drive, from Nevada street to Nevada street, also the sewer on private property in "Ye Olde Swissvale Farme Plan of Lots," and on private property between said Plan and the public sewer near Commercial street.

WHEREAS, Robert G. Jackson has graded, paved and curbed Raymond street, from Nevada street to Windermere drive, and has graded, paved, curbed and constructed a water line and sewer on Windermere drive, from Nevada street to Nevada street, and has constructed a sewer on private property in said Plan and on private property between the Plan and the public sewer near Commercial street, at his own cost and expense; and

WHEREAS, It is desired that the City of Pittsburgh accept said improvements as part of the City's system of improved highways; Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

the grading, paving and curbing on Raymond street, from Nevada street to Windermere drive, the grading, paving, curbing, water line and sewer on Windermere drive, from Nevada street to Nevada street, the sewer on private property in "Ye Olde Swissvale Farme Plan of Lots," and on private property between said Plan and the public sewer near Commercial street, are hereby accepted and declared to be public improvements of the City of Pittsburgh, and the Department of Public Works is hereby authorized and directed to treat them as other improved highways of the said City.

The water lines and sewers as above described are shown on plan on file in the Division of Design, Bureau of Engineering, Department of Public Works of the City of Pittsburgh, as Accession No. HR-1326, Case 14, Section 5.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 9, 1939.

Approved February 16, 1939.

Ordinance Book 49, Page 520.

No. 69

AN ORDINANCE—Accepting the grading, paving, curbing, sewerage and water line on Highmont road, from Shady avenue to the northerly terminus thereof, also the sewers constructed on rights of way as laid out in the "Highmont Plan of Lots."

WHEREAS, Christine Miller Clemson and Richard E. Clemson have graded, paved, curbed, sewerage and laid a water line on Highmont road, from Shady avenue to the northerly terminus thereof, and have also constructed sewers on rights of way laid out in the "Highmont Plan of Lots," at their own cost and expense; and

WHEREAS, It is desired that the City of Pittsburgh accept said improvements as part of the City's system of improved highways and public improvements; Therefore:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grading, paving, curbing, sewerage and water line on said Highmont road, from Shady avenue to the northerly terminus thereof, are hereby accepted and declared to be public improvements of the City of Pittsburgh, and the Department of Public Works is hereby authorized and directed to treat it as other improved highways of the said City; the sewers constructed on rights of way laid out in the "Highmont Plan of Lots" are also accepted and declared to be public improvements of the City of Pittsburgh.*

Said improvements are shown on a plan entitled "Contract Plan, Improvement of Highmont Road," dated September, 1937, prepared by Blum, Weldin and Company, on file in the Division of Design, Bureau of Engineering, Department of Public Works, as Accession No. H. R. 1323, Case 14, Section 5.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 9, 1939.

Approved February 16, 1939.

Ordinance Book 49, Page 520.

No. 70

AN ORDINANCE — Establishing the opening grades on Greenboro lane and Winchester road, as laid out and proposed to be dedicated as legally opened highways by George M. and Nancy S. Trelfall, in their plan of lots called Greentree Manor Plan of Lots, in the Twentieth Ward of the City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That upon the approval of the Greentree Manor Plan of Lots, proposed to be laid out by George M. and Nancy S. Trelfall, in the Twentieth Ward of the City of Pittsburgh, the grades to which Greenboro lane and Winchester road, as*

shown thereon shall be accepted as opened public highways, shall be as hereinafter set forth:

GREENBORO LANE

The grade of the northerly curb line shall begin at the dividing line between the City of Pittsburgh and the Borough of Greentree, at an elevation of 1226.52 feet; thence shall rise by a portion of a convex parabolic curve which would have a total length of 160.0 feet and an apex elevation of 1229.16 feet, for a distance of 94.85 feet to a point of tangent, to an elevation of 1230.24 feet; thence shall rise at the rate of 1.35% for a distance of 99.35 feet to a point of curve, to an elevation of 1231.58 feet; thence by a convex parabolic curve for a distance of 300.00 feet to a point of tangent, to an elevation of 1219.06 feet; thence shall fall at the rate of 9.70% for a distance of 137.0 feet to a point of curve, to an elevation of 1205.77 feet; thence by a concave parabolic curve for a distance of 100.0 feet to a point of tangent, to an elevation of 1197.82 feet; thence shall fall at the rate of 6.20% for a distance of 125.63 feet to a point radially opposite the intersection of the northerly line of the plan and the northerly line of Greenboro lane, to an elevation of 1190.03 feet.

WINCHESTER ROAD

The grade of the westerly curb line shall begin at a point perpendicularly opposite the point of horizontal tangent at the southerly terminus of the curve connecting the southerly line of Greenboro lane and the westerly line of Winchester road, at an elevation of 1189.96 feet; thence shall fall by a convex parabolic curve having an apex elevation of 1188.60 feet, for a distance of 60.0 feet to a point of tangent, to an elevation of 1184.79 feet; thence shall fall at the rate of 12.70% for a distance of 122.07 feet to a point perpendicularly opposite a point of horizontal curve as shown on said plan, to an elevation of 1169.29 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 9, 1939.

Approved February 16, 1939.

Ordinance Book 49, Page 521.

No. 71

AN ORDINANCE—Amending Zoning

Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-O-E30, by including (a) within the "A" Residence, Forty-five foot and Third Area District all that certain property at the southwest corner of Murdoch and Covode streets, now classified "B" Residence, Thirty-Five Foot and First Area District, bounded by the southerly line of the Covode Place Plan; the westerly line of Murdoch street and said line extended; the southerly line of property, now or late, of J. Guttman and the westerly line of property formerly of E. C. Minahan and, now or late, of J. Guttman; (b) within the "B" Residence, Thirty-Five Foot and First Area District all that certain property, now classified "A" Residence, Forty-Five Foot and Third Area District, lying south of the northerly lines of properties fronting on the northerly side of Pocusset street and east of the westerly line of Murdoch street produced.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended by changing the Zone Map, Sheet Z—O—E30, so as to include (a) within the "A" Residence (U-4), Forty-Five Foot (H-2) and Third Area (A-3) District all that certain property at the southwest corner of Murdoch and Covode streets, now classified "B" Residence (U-5), Thirty-Five Foot (H-1) and First Area (A-1) District, bounded by the southerly line of the Covode Place Plan; the westerly line of Murdoch street and said line extended; the southerly line of property, new or late, of J. Guttman and the westerly line of property formerly of E. C. Minahan and, now or late, of J. Guttman; (b) within the "B" Residence (U-5), Thirty-Five Foot (H-1) and First Area (A-1) District all that certain property, now classified "A" Residence (U-4), Forty-Five Foot (H-2) and Third Area (A-3) District, lying south of the northerly lines of properties fronting on the northerly side of Pocusset street and east of the westerly line of Murdoch street produced.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 9, 1939.

Approved February 16, 1939.

Ordinance Book 49, Page 522.

No. 72

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to enter into an Agreement with the County of Allegheny, through its Board of County Commissioners, for the purpose of constructing a Boulevard System adjacent to the Water Front Areas in the City of Pittsburgh, beginning at a point in the vicinity of the intersection of Grant street and Water street; thence along Water street to a point in the vicinity of Short street, and beginning at a point in the vicinity of the intersection of Barbeau street with Duquesne way; thence along Duquesne way to a point in the vicinity of the intersection of Tenth street and Duquesne way.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, shall be and they are hereby authorized and directed to enter into an Agreement with the County of Allegheny, through its Board of County Commissioners, for the purpose of constructing a Boulevard System adjacent to the Water Front Areas in the City of Pittsburgh, beginning at a point in the vicinity of the intersection of Grant street and Water street; thence along Water street to a point in the vicinity of Short street, and beginning at a point in the vicinity of the intersection of Barbeau street with Duquesne way; thence along Duquesne way to a point in the vicinity of the intersection of Tenth street and Duquesne way, said Agreement to be in the following form:*

AGREEMENT

THIS AGREEMENT, made and entered into this.....day of.....,

A. D. 1939, between the County of Allegheny, a political subdivision of the Commonwealth of Pennsylvania, hereinafter called the "County," party of the first part; and the City of Pittsburgh, a municipal corporation of the Commonwealth of Pennsylvania, hereinafter called the "City," party of the second part;

NOW THIS AGREEMENT WITNESSETH THAT:

WHEREAS, the City, under date of October 10, 1938, filed an application for County aid, under the provisions of the Act approved June 12, 1919, P. L. 450, as last amended by the Act of July 12, 1935, P. L. 803, for the improvement of Water street and Duquesne way starting at a point in the vicinity at the intersection of Grant and Water Streets and extending along Water street to a point in the vicinity of the intersection of Water street and West street; and beginning at a point in the vicinity of the intersection of Duquesne way and Barbeau street, and extending along Duquesne way to a point in the vicinity of the intersection of Duquesne way and Tenth street; and

WHEREAS the County, by resolution of its Board of County Commissioners on the third day of November, 1938, agreed on behalf of said County to pay the costs of the said improvement except such as may hereafter be assumed by the City of Pittsburgh; and

WHEREAS the said application was submitted to and approved by the Department of Highways of the Commonwealth of Pennsylvania on the twenty-first day of November, 1938; and

WHEREAS the City, by Ordinance No. 522, approved by the Mayor November 15, 1938, as amended, granted to the Board of County Commissioners of the County of Allegheny the right to enter into the City of Pittsburgh for the purpose of constructing a boulevard system adjacent to the water front areas in the City of Pittsburgh in the area set out in the approved County aid application, in conformity with plans prepared and to be prepared by the County of Allegheny and approved by the Director of Public Works of the City of Pittsburgh; and

WHEREAS the County and the City are of the opinion that it will be to the interest and advantage of the

County, the City and the general public if said improvement is made by the County and the cost and expense thereof borne jointly by the County and City as hereinafter specified:

NOW, THEREFORE, THIS AGREEMENT WITNESSETH:

1. The County hereby covenants and agrees to and with the City that it will construct and improve the boulevard system adjacent to the water front area subject to the conditions hereinafter specified.

2. The County agrees to advertise and let a contract or contracts for the improvement of said boulevard system to the lowest responsible bidder or bidders in accordance with plans and specifications prepared or to be prepared by the County Department of Works, and approved by the Commissioners of the County and by the City, said plans also to be approved by the Secretary of Highways of the Commonwealth of Pennsylvania, pursuant to the Act of Assembly of June 12, 1919, P. L. 450, and its amendments, said plans to be filed in the office of the County Department of Works and the Department of Public Works of the City of Pittsburgh.

3. It is mutually agreed that the County shall have full and complete charge of the work and shall furnish whatever engineering and inspectional service as may be necessary to successfully prosecute the work; and the City shall, at its own cost and expense, furnish whatever engineering or inspectional service it so desires. Any complaint the City may have to the manner of construction or to the methods or materials used shall be made in writing to the Director of the County Department of Works within forty-eight hours after such work is done or materials used, otherwise all work and materials shall be considered by the County as having been done, furnished, placed or entered to the satisfaction of the City. Any and all complaints so made shall be decided by the Director of the County Department of Works and the Director of the Department of Public Works of the City of Pittsburgh in conformity with the plans, specifications and agreement approved.

4. The County agrees to provide funds to pay for its portion of the cost of

the improvement upon the completion of all requisite action by the City necessary for the full prosecution of the work.

5. The County agrees to assume and become liable for all property damages to property abutting on Water street and Duquesne way, exclusive of corner properties, which damages may be occasioned by the widening, locating, relocating, establishing or reestablishing of grades required for said improvement, in accordance with appropriate ordinances passed or to be passed by the City.

6. The County and City mutually agree that the damages which may be occasioned by reason of the improvement to corner properties abutting on the line of the improvement and an intersecting street or way will be borne by the City and County jointly in equal proportions.

7. The City assumes and agrees to pay the damages to property on all intersecting streets or ways which may be occasioned by any change of grade or grades made necessary to conform said intersecting streets and ways to the lines and grades of the aforesaid improvement.

8. The City hereby covenants and agrees, and, by the execution of this agreement, does hereby quit—claim, release and forever discharge the County of Allegheny from any liability or responsibility for damages due to the improvement to any property, leaseholds, or leases held, owned, controlled or possessed by the City, and further covenants and agrees to indemnify and save harmless the County of Allegheny from any claims and damages that might be claimed or assessed against the County in favor of any tenant, lessee or occupier of any City owned property. The City further covenants and agrees that as to such property owned by the City of Pittsburgh, to require the immediate vacation of said property by any tenant, lessee, occupier, where said occupancy would interfere with the proper prosecution of the work.

9. The City agrees that upon passage of the ordinances for the improvement aforesaid to immediately prepare such Viewers' plan or plans as may be necessary and to present the same to the proper Court for assessment of damages

and benefits. All moneys received as benefits on properties immediately abutting on Water street or Duquesne way within the limits of the improvement, with the exception of corner properties, shall be solely for the use and benefit of the County and all such moneys received from benefits assessed against corner properties shall be for the joint use and benefit of the City and County in equal shares; and all moneys received as benefits to properties abutting on intersecting streets or ways shall be for the sole use and benefit of the City.

10. In the trial of all cases before the Board of Viewers or on appeals therefrom regarding properties on Water street and Duquesne way the City concedes and agrees to the right of the County to defend to final judgment all Viewers and other proceedings and appeals therefrom relating to said improvement.

11. The City covenants and agrees:

(a) To give all necessary notices to fully advise all parties concerned, public or private, of the proposed improvement.

(b) The City agrees to take all necessary action to require all private parties, utility and public service corporations to make necessary alterations, repairs or adjustments to existing utility facilities and to install any new facilities with their proper connections to points outside the limits of the proposed improvement, upon the request of the County.

(c) The City agrees to take all necessary action to require the Street Railway Company to make such necessary alterations, repairs, adjustments or new installations within the relocated street railway track areas.

(d) The City covenants and agrees to take all necessary action to require all changes set forth in subparagraphs (b) and (c) to be made in strict conformity with the plans approved for said changes.

The City further covenants and agrees to take all necessary action to require that the entire expense of all the work, adjustments and alterations, as set forth in this paragraph, be borne by the public utilities concerned, and, in any event, that all of said work shall be at no expense to the County of Allegheny.

12. It is mutually agreed that the service lines of all public utilities, with the exception of the street railway facilities, but including the water mains of the City of Pittsburgh, shall be placed in the area provided and approved by the City. Copies of the plans of the approved locations for utilities, including the water mains of the City of Pittsburgh, shall be filed in the office of the Department of Works of the County, and thereafter no changes in the locations of any such utility or water main of the City of Pittsburgh shall be made without the consent of the County thereto. Should the County consent to any such change after the filing of said approved plan for the location or relocation of utilities, including the water mains of the City of Pittsburgh, and such changes involve additional expense to the County or its contractor, the City agrees to take the necessary action to require that the said additional expense be borne by the utility involved, or, in the case of the City water mains, by the City.

13. Should any public utility or the City fail to follow the requirements as to adjustments of facilities, as set forth in paragraphs 11 and 12 hereof, after due and sufficient notice from the County or the City, the County shall have the right to order its contractor or contractors to do the work in accordance with the standard requirements of the County and the City at the cost and expense of the City, which shall have the right of reimbursement from such utility.

14. The City covenants and agrees to pass all necessary ordinances for the approval of this agreement, the widening of Water street and Duquesne way, the establishment or reestablishment of any grades that may be necessary on Water street or Duquesne way within the lines or limits of the improvement; to secure all necessary permits from the United States of America to permit the County to encroach upon the harbor line for the purpose of constructing the proposed improvement in accordance with the approved plans, and if necessary to secure such alterations or adjustments of the harbor lines on both the Allegheny and Monongahela Rivers as may be required.

15. The City further agrees to secure the approval of the proposed improve-

ment from all parties affected, whose approval is necessary for the improvement.

16. The City agrees that any of the work that must of necessity be performed by the City or its agents to enable the County to proceed with the performance of its work shall be undertaken by the City with its own forces or by contract, and the City further agrees to have such work completed or performed in such manner that will in no wise interfere with the performance of the work to be undertaken by the County.

17. Any change or changes in plans or specifications desired by either party hereto shall first be submitted to and approved by the other and the party concerned shall be responsible for any and all cost and expense thereof or loss and damage occasioned thereby.

18. The County agrees to prepare a plan for the lighting system of the boulevard and pay for the installation of ornamental poles and brackets. Upon installation of poles and brackets of the lighting system the City agrees immediately to provide for such wiring as is necessary, provide such current and forever after to maintain the said lighting system at its own cost and expense, and the County shall forever after be relieved of any liability or responsibility for the operation of the same.

19. It is mutually agreed that all of the work contemplated under this agreement to be undertaken by the County relates only to widening, construction and reconstruction of Water street and Duquesne way within the right of way limits and such intersecting streets and ways as may be affected thereby. The County is to have no responsibility whatever for any work or improvement to be undertaken with relation to the wharves, parking areas, etc., outside of the highway lines or the adjustment of the water lines, storm water or sanitary sewers of the City of Pittsburgh, all of which work shall be undertaken and paid for at the sole cost of the City of Pittsburgh.

20. The County agrees that certain work to be undertaken by the City at its own cost and expense, may, at the City's request, be incorporated in the County's contract, and prosecuted to completion by the County's contractor,

under the direction, supervision and inspection of the City. The City agrees that should such work be incorporated in the County's contract it will reimburse the County of Allegheny within ten (10) days after a statement of the cost of such work has been rendered the City. Should the County receive a Grant of forty-five (45%) per cent. of the cost of said work from the Federal Government, then the County agrees that the City shall be required to pay fifty-five (55%) of the cost of such work upon which the Grant money is received.

21. It is mutually understood and agreed that the work embraced in this improvement will be performed in sections and upon the completion of each individual section of the work that a joint inspection shall be made by the City and County. Any reasonable complaint by the City that any part or portion of the work has not been completed in accordance with the plans and specifications approved, shall be referred to the Director of Public Works of the City, and the Director of the County Department of Works. The County agrees to correct or cause to be corrected such work as may be agreed upon by the City and County officials aforesaid as not being in accordance with the plans and specifications approved. After the work is finally completed in the manner above stated the City agrees to take whatever action is necessary, by ordinance or otherwise, to take over and maintain and exercise exclusive jurisdiction over the widened and reconstructed portion of Water street and Duquesne way Improvement, and the County shall forever after be relieved from any responsibility or liability therefor.

IN WITNESS WHEREOF the County has caused its common and corporate seal to be affixed hereto, duly attested by the Chief Clerk of its Board of County Commissioners, and this agreement to be signed by its County Commissioners, and this agreement is to be signed and executed in the name of the City of Pittsburgh and for the City of Pittsburgh by its proper officers and the seal of the said City is to be affixed by its proper officers hereto, they having been duly authorized so to do by ordinance of said City, all done the day and year aforesaid.

COUNTY OF ALLEGHENY

Commissioners.

ATTEST:

Chief Clerk.

Approved as to Form:

County Solicitor.

CITY OF PITTSBURGH

Mayor.

ATTEST:

Secretary to the Mayor.

Director, Department of
Public Works.

Countersigned:

City Controller.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 9, 1939.

Approved February 16, 1939.

Ordinance Book 49, Page 523.

No. 73

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Allegheny Garbage Company for \$26,500.00 in payment for services furnished for the benefit of the City during the month of January 1939, without previous authority of Law.

WHEREAS, Services were furnished during the month of January 1939, for the benefit of the City without previous authority of Law in the total sum of \$26,500.00, and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for payment of services furnished for the benefit of the City with-

out previous authority of Law, Now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Allegheny Garbage Company for \$26,500.00 in payment for services furnished for the benefit of the City during the month of January 1939 and to charge same to Garbage and Rubbish Collection and Disposal, Code Account No. 1522-1.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 14, 1939.

Approved February 21, 1939.

Ordinance Book 49, Page 528.

No. 74

AN ORDINANCE — Appropriating and setting aside the aggregate amount of \$386,000.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, from the proceeds of Grants of funds of the Government of the United States.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the following sums, or so much thereof as may be necessary, are hereby set apart and appropriated from the proceeds derived from Grants of Funds of the Government of the United States, for the payment of the cost, including engineering and other necessary expenses, for making improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works:

Pa. Docket No.	Construction Cost	Engineering and other necessary expenses	Total
1612 Bleachers and Field Houses in four Playgrounds	\$ 11,000.00	\$ 4,000.00	\$ 15,000.00
1635 Street Improvements—Schedule "B" ..	53,000.00	4,000.00	57,000.00
1967 Wilmot Street Bridge	156,000.00	-----	156,000.00
1970 Sewerage System in the Bates Street and Columbus Avenue Basins	110,000.00	-----	110,000.00
2132 Mission Street Bridges Reconstruction and River Avenue Viaduct	10,000.00	-----	10,000.00
2208 13 Filter Houses in Various Swim- ming Pools throughout the City with Filter Equipment and appurtenances ..	38,000.00	-----	38,000.00
TOTALS	\$378,000.00	\$ 8,000.00	\$386,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 14, 1939.

Approved February 21, 1939.

Ordinance Book 49, Page 529.

ment of the cost thereof from funds otherwise appropriated therefor.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts, including contracts for test holes, for making the following public improvements to the public highway, bridges and viaduct, sewerage, drainage, park and recreation systems of the City of Pittsburgh in the Department of Public Works, in accordance with the laws and ordinances governing said City, on improvements performed with financial aid from the Federal Emergency Administration of Public Works, for sums not exceeding the following amounts, chargeable to and payable from the Dockets set forth:

No. 75

AN ORDINANCE—Providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, bridges and viaduct, sewerage, drainage, park and recreation systems of the City of Pittsburgh in the Department of Public Works and providing for the pay-

GRADING, REGRADING, PAVING, REPAVING, CURBING, RECURBING AND OTHERWISE IMPROVING STREETS, AVENUES AND BOULEVARDS

Pa. Docket No.	Estimated Cost
1616 Second Avenue, from Ross Street to a point about 300' West of So. 10th Street	\$ 40,000.00
Buena Vista Street, from Perrysville Avenue to Armandale Street	65,000.00
Capital Avenue, from West Liberty Avenue to Pioneer Avenue	46,000.00
Overbrook Boulevard, from Sawmill Run Boulevard to Antenor Street	46,000.00
Beaver Avenue, from Pennsylvania Avenue to Western Avenue	40,000.00
11th Street, from Penn Avenue to Smallman Street and Smallman Street, from 11th Street to 12th Street	35,000.00
1635 Chestnut Street, from East Ohio Street to Spring Garden Avenue	20,000.00
Mary Street, from So. 17th Street to So. 19th Street	24,000.00
13th Street, from Liberty Avenue to Smallman Street	13,000.00
Bertha Street, from Sycamore Street to Grandview Avenue	9,000.00
Lytle Street, from Longworth Street to Hazelwood Avenue	15,000.00

GRADING, REGRADING, PAVING, REPAVING, CURBING, RECURBING, WIDENING AND OTHERWISE IMPROVING STREETS, AVENUES AND BOULEVARDS

2193	Chartiers Avenue, from Bucyrus Street to Corliss Street.....	150,000.00
	Wood Street, from First Avenue to Liberty Avenue.....	50,000.00

CONSTRUCTION OF RELIEF SEWERS

1631	33rd Street Drainage Basin, Section III—So. Aiken Avenue, Liberty Avenue, So. Atlantic Avenue, So. Pacific Avenue, Friendship Avenue.	75,000.00
1970	Columbus Avenue Drainage Basin—Section II—from a point on Brightbridge Street, 60' southwest of Charles Street to a point on Adams Street, about 150' east of Fulton Street, as located by ordinance	175,000.00

CONSTRUCTION AND RECONSTRUCTION OF BRIDGES AND WALLS

1967	Wilmot Street Bridge.....	500,000.00
2132	Mission Street Bridge—West.....	110,000.00
1599	Iten Street Wall.....	40,000.00

IMPROVEMENTS TO PARKS AND PLAYGROUNDS

1612-F	Field House at Dunbar Playground.....	21,000.00
	Field House at Magee Playground.....	8,500.00
2208-F	Plumbing, Electric and Heating Contracts for 13 Filter Houses.....	165,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 14, 1939.

Approved February 21, 1939.

Ordinance Book 49, Page 530.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 14, 1939.

Approved February 21, 1939.

Ordinance Book 49, Page 531.

No. 76

AN ORDINANCE—Authorizing the Director of the Department of Public Works to engage the services of a Consulting Engineer for the checking of Plans on the Mission Street Bridges and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Director of the Department of Public Works be and is hereby authorized and directed to engage the services of a Consulting Engineer for the purpose of checking the Plans of the super-structure of the two Mission Street Bridges.*

Section 2. That for the payment of the cost thereof, the Mayor is hereby authorized to issue, and the Controller to countersign, warrant drawn on Construction Account No. Pa. 2132-F in total amount not to exceed \$1,000.00.

No. 77

AN ORDINANCE — Providing for the letting of a contract or contracts for the furnishing and delivery of 40 Hand Lawn Mowers, 2 Tractors, 2 Power Sickle Mowers, 1 Dump Truck and 2 Power Mowers for the Bureau of Parks and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of 40 Hand Lawn Mowers at a cost not exceeding the sum of \$840.00 including the trade-in of 40 Mowers; 1 Tractor at a cost not exceeding the sum of \$1,000.00 including the trade-in of 1 old Fordson Model 1915*

Tractor; 2 Power Sickle Mowers at a cost not exceeding the sum of \$600.00; 1 Dump Truck at a cost not exceeding the sum of \$1,150.00 including the trade-in of a 1½-ton Dump Truck—Chevrolet—1931 Model; 1 Special Power Mower at a cost not exceeding the sum of \$335.00; 1 Tractor at a cost not exceeding the sum of \$1,050.00; and 1 Power Mower at a cost not exceeding the sum of \$650.00 for the Bureau of Parks, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the total sum of \$5,625.00 to be chargeable to and payable from Code Account No. 1803—Equipment—Bureau of Parks.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 14, 1939.

Approved February 21, 1939.

Ordinance Book 49, Page 532.

No. 78

AN ORDINANCE—Repealing Ordinance No. 616, approved December 31, 1938, entitled, "An Ordinance widening Rhine Street from Itin street to Buente street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby; and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket," insofar as said ordinance widened Rhine street from Yetta avenue to Buente street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Ordinance No. 616, approved December 31, 1938, entitled, "An Ordinance widening Rhine street from Itin street to Buente street, and providing that the costs, damages and expenses occasioned

thereby be assessed against and collected from properties benefited thereby; and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket," insofar as said ordinance widened Rhine street from Yetta avenue to Buente street, be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 14, 1939.

Approved February 21, 1939.

Ordinance Book 49, Page 533.

No. 79

AN ORDINANCE—Approving the Plan of Lots of the Heirs of Phillip Neuhart, Jr. Property, in the Twenty-seventh Ward of the City of Pittsburgh, laid out by the Heirs of Phillip Neuhart, Jr.; accepting the dedication of Harbison street and Rigel avenue, as shown thereon for public use for highway purposes; opening and naming the same, and establishing the grades thereon.

WHEREAS, the Heirs of Phillip Neuhart, Jr., the owners of certain property in the Twenty-seventh Ward of the City of Pittsburgh, laid out in a plan of lots called "Plan of Lots of the Heirs of Phillip Neuhart, Jr. Property," have located a certain street and a certain avenue thereon, and executed a deed of dedication on said plan of all the ground covered by the said street and avenue to the City of Pittsburgh, for public use for highway purposes, and has released the said City from any liability for damages occasioned by the physical grading of said public highways to the grades hereinafter established; THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Plan of Lots of the Heirs of Phillip Neuhart, Jr. Property, situate in the Twenty-seventh Ward of the City of

Pittsburgh, laid out by the Heirs of Phillip Neuhart, Jr. in May, 1938, be and the same is hereby approved, and Harbison street and Rigel avenue as located and dedicated on the said plan are hereby accepted.

Section 2. The street and avenue as aforesaid dedicated to the said City for public highway purposes shall be and the same are hereby appropriated and opened as public highways, and named Harbison street and Rigel avenue.

Section 3. The grades on Harbison street and Rigel avenue, laid out and dedicated in the Plan of Lots of the Heirs of Phillip Neuhart, Jr. Property, are hereby established as described in Ordinance No. 500, approved October 31, 1938, and recorded in Ordinance Book Volume 49, page 275.

Section 4. The Department of Public Works is hereby authorized and directed to enter upon, take possession of and appropriate the said Harbison street and Rigel avenue for public highways, in conformity with the provisions of this Ordinance.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 14, 1939.

Approved February 21, 1939.

Ordinance Book 49, Page 533.

No. 80

AN ORDINANCE—Fixing the location of a portion of the relief sewer in the Columbus Avenue Drainage Basin that is to be constructed partly on public property and partly on private property, otherwise authorized by Ordinance of Council, extending from a point on Brightbridge street about sixty (60') feet southwest of Charles street, thence southwestwardly and westwardly to the trunk sewer on Adams street, west of private property of the Pennsylvania Railroad Company, and providing therefor an easement on properties owned by Ernest G. Roessler, Christian Mueller, Uniondale Cemetery, Bertha H. Miller, Krist Uhl, Slova. National Building and

Loan Association, North Side, Pittsburgh, Mary Cushanick, Walter Johnson, Martin J. and Julia A. Naughton, Jacob Conrad, Elizabeth S. Venter, S. Giarratano, Vincenzo and Caterina Voci, Clarence A. Pearson, Wm. J. Savage, A. Gallagher and A. G. Oyster, T. A. McCarter, Jeanie W. Pratt, Frank Kosbohrer, Western Savings and Deposit Bank, Alexander Toth, I. J. Cieslak, Beulah Kramer, James McNally, Celia Fox, M. O. Bach, and providing for adjudication of damages occasioned thereby and for payment of the cost and expense thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the location of a portion of the relief sewer in the Columbus Avenue Drainage Basin that is to be constructed partly on public property and partly on private property as otherwise authorized by Ordinance of Council, extending from a point on Brightbridge Street about sixty (60') feet southwestwardly and westwardly to the trunk sewer on Adams street, west of the private property of the Pennsylvania Railroad Company, is hereby fixed as follows:

Commencing at a point on Brightbridge street about sixty (60') feet southwest of Charles street, thence southwestwardly along Brightbridge street and across Brighton road to the private property of Ernest G. Roessler; thence southwestwardly on, over, across and through private properties of Ernest G. Roessler, Christian Mueller, Uniondale Cemetery; across A street; on, over, across and through private properties of Bertha H. Miller, Krist Uhl, Slova. National Building and Loan Association, North Side, Pittsburgh, Mary Cushanick, Walter Johnson; across Morrison street; on, over, across and through private properties of Martin J. and Julia A. Naughton, Jacob Conrad, Elizabeth S. Venter; across B street; on, over, across and through private properties of S. Giarratano, Vincenzo and Caterina Voci, Clarence A. Pearson; across Lamont street; on, over, across and through private properties of Wm. J. Savage, A. Gallagher and A. G. Oyster; T. A. McCarter, Jeanie W. Pratt, Frank Kosbohrer, Western Savings and Deposit Bank, Alexander Toth, I. J. Cieslak, Beulah Kramer, James McNally, Celia

Fox, M. O. Bach; across St. Mark street to Kirkbride street; thence westwardly along Kirkbride street to Sedgewick street; thence westwardly across Sedgewick street and California avenue to private property of the Pennsylvania Railroad Company; thence westwardly on, over, across and through private property of the Pennsylvania Railroad Company to the trunk sewer on Adams street, west of the private property of the Pennsylvania Railroad Company, as shown on plans Accession Nos. D-5567 and D-5568, on file in the Bureau of Engineering, Department of Public Works.

Section 2. That an easement of a strip of ground of sufficient width to contain said relief sewer is hereby appropriated from the properties of Ernest G. Roessler, Christian Mueller, Uniondale Cemetery, Bertha H. Miller, Krist Uhl, Slova, National Building and Loan Association North Side Pittsburgh, Mary Cushanick, Walter Johnson, Martin J. and Julia A. Naughton, Jacob Conrad, Elizabeth S. Venter, S. Giarratano and Caterina Voci, Clarence A. Pearson, Wm. J. Savage, A. Gallagher and A. G. Oyster, T. A. McCarter, Jeanie W. Pratt, Frank Kosbohrer, Western Savings and Deposit Bank, Alexander Toth, I. J. Cieslak, Beulah Kramer, James McNally, Cella Fox and M. O. Bach.

Section 3. Damages occasioned by the appropriation of said property for the location of said relief sewer shall be adjudicated in conformity with law and the cost and expense so occasioned are hereby made chargeable to and payable from the Construction Fund designated as Pa. Docket No. 1970.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 14, 1939.

Approved February 21, 1939.

Ordinance Book 49, Page 534.

No. 81

AN ORDINANCE — Appropriating and setting aside the sum of Two Hun-

dred Ninety-Eight Thousand Five Hundred Thirty (\$298,530.00) Dollars from proceeds derived from grant of the Government of the United States, Docket No. 2218-F, for the purpose of paying for constructing, equipping, establishing and furnishing of a Municipal Hospital and auxiliary buildings.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of Two Hundred Ninety-eight Thousand Five Hundred Thirty (\$298,530.00) Dollars be and is hereby appropriated and set aside from the proceeds derived from grant of the Government of the United States, Docket No. 2218-F, Code Account 135, for the purpose of paying for constructing, equipping, establishing and furnishing a Municipal Hospital and auxiliary buildings.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1939.

Approved February 28, 1939.

Ordinance Book 49, Page 536.

No. 82

AN ORDINANCE — Appropriating and setting aside the sum of Twelve Thousand (\$12,000.00) Dollars from Code Account No. 135, Docket No. 2218-F, Municipal Hospital, for the purpose of paying salaries of employees authorized by Ordinance No. 11 approved January 19th, 1939, and for other necessary expenses.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of Twelve Thousand (\$12,000.00) Dollars be and is hereby appropriated and set aside from Code Account No. 135 Docket No. 2218-F Municipal Hospital, for the purpose of paying salaries authorized by Ordinance No. 11 approved January 19th, 1939, and for other necessary expenses.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1939.

Approved February 28, 1939.

Ordinance Book 49, Page 536.

No. 83

AN ORDINANCE — Appropriating and setting aside the sum of Ten Thousand (\$10,000.00) Dollars from Code Account No. 137, Docket No. 2154-F Leech Farm, for the purpose of paying salaries of employees authorized by Ordinance No. 11 approved January 19th, 1939, and for other necessary expenses.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of Ten Thousand (\$10,000.00) Dollars be and is hereby appropriated and set aside from Code Account No. 137, Docket No. 2154-F Leech Farm, for the purpose of paying salaries of employees authorized by Ordinance No. 11 approved January 19th, 1939, and for other necessary expenses.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1939.

Approved February 28, 1939.

Ordinance Book 49, Page 537.

No. 84

AN ORDINANCE—Amending a portion of Section 35, Department of Public Safety, of Ordinance No. 618, which became a law January 9, 1939, entitled, "An Ordinance Fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a portion of Section 35, Department of Public Safety, of Ordinance No. 618, which became a law January 9, 1939, entitled, "An Ordinance Fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," which reads:*

"Clerk-----\$2,090.00 per annum" shall be and the same is hereby amended to read:

"Secretary-----\$2,090.00 per annum"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1939.

Approved February 28, 1939.

Ordinance Book 49, Page 537.

No. 85

AN ORDINANCE—Providing for a contract for a term of ten months for furnishing and maintaining electric lights in the City of Pittsburgh on its streets, boulevards, alleys, by-ways and parks and any other public thoroughfares or places within the corporate limits of said City, and providing for the payment of the costs thereof, and repealing Ordinance No. 609, approved December 31, 1938.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract for the term of ten (10) months beginning March 1st, 1939, for the furnishing and maintaining of electric lights in the City of Pittsburgh on its streets, boulevards, alleys, by-ways and parks and other public thoroughfares or places within the corporate limits of said City, in accordance with the laws and ordinances governing*

said City, chargeable to and payable from Code Account No. 1597-2, Miscellaneous Services, Public Utilities—Bureau of Engineering, Department of Public Works. The total sum to be paid for such services not to exceed the amounts remaining in the funds appropriated for furnishing and maintaining electric lights for the year 1939, after giving effect to payments for such services for the portion of the fiscal year 1939 preceding the effective date of the contract herein provided for.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1939.

Approved February 28, 1939.

Ordinance Book 49, Page 538.

No. 86

AN ORDINANCE — Appropriating and setting aside the further sum of Seven Hundred Ninety-four Thousand (\$794,000.00) Dollars for constructing and equipping a Municipal Incinerator Plant on City-owned property at 29th Street and the Allegheny River, from the proceeds derived from the sale of Incinerator Bonds, 1934, Bond Fund 119.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the further sum of Seven Hundred Ninety-four Thousand (\$794,000.00) Dollars, or so much thereof as may be necessary, shall be and is hereby set apart and appropriated from the proceeds derived from the sale of Incinerator Bonds —1934, Bond Fund 119, for constructing and equipping a Municipal Incinerator Plant on City-owned property at 29th Street and the Allegheny River.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1939.

Approved March 4, 1939.

Ordinance Book 49, Page 538.

No. 87

AN ORDINANCE—Authorizing the issuance of a warrant in favor of George E. Scaff in the sum of \$108.00 for insurance covering automobile used by City Council, for the period from January 1st to December 31, 1939.

WHEREAS, George E. Scaff furnished policies for automobile insurance for the automobile used by Council, the premium amounting to \$108.00, the policies covering the period from January 1st to December 31, 1939; and

WHEREAS, Under the provisions of the Act of May 23, 1874, known as "The Wallace Act," the City of Pittsburgh is authorized to direct the payment of any claim against the City without previous authority of law where the City has received the benefit of the same; Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of George E. Scaff in the sum of \$108.00, for premium for automobile insurance for the Council car, for the period from January 1st to December 31, 1939, and charge same to Code Account No. 1003-B, Miscellaneous Services, Office of the City Clerk.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1939.

Approved March 4, 1939.

Ordinance Book 49, Page 539.

No. 88

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Lord and Burnham Company in the sum of \$8,225.32 in payment of materials furnished for the benefit of the City without previous authority of Law.

WHEREAS, Materials were furnished for the benefit of the City and used in the reconstruction of Phipps Conservatory, Schenley Park, without previous authority of Law in the total sum of \$8,225.32, and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for payment of materials furnished for the benefit of the City without previous authority of Law, Now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Lord and Burnham Company in the sum of \$8,225.32 in payment of materials furnished for the benefit of the City and used in the reconstruction of Phipps Conservatory, Schenley Park, and to charge same to the code account designated below.

June 25, 1937—Supply Order No.	
12000 (1939—No. 2103)-----	\$7,531.44
June 25, 1937—Supply Order No.	
11951 (1939—No. 2144)-----	605.08
June 17, 1939—Supply Order No.	
11434 (1939—No. 2143)-----	88.80

C. A. No. 129-28—\$8,225.32

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1939.

Approved March 4, 1939.

Ordinance Book 49, Page 540.

No. 89

AN ORDINANCE—Authorizing the issuance of warrants to the Diamond Optician amounting to \$121.35 and the Gilliland Laboratories, Inc., amounting to \$195.00 in payment for goods received without previous authority of law.

WHEREAS, Diamond Optician furnished eye glasses for school children and the Gilliland Laboratories, Inc., furnished Shick Test for Diphtheria immunization without purchasing orders.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of Diamond Optician in the sum of \$121.35 for 44 pair of eye glasses for school children, and the Gilliland Laboratories, Inc., in the sum of \$195.00 for 300 packages Shick Test for Diphtheria immunization.

The above to be charged to Code Account 1246—Supplies—Bureau of Child Welfare, Department of Public Health.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Ordinance Book 49, Page 540.

Passed February 27, 1939.

Approved March 4, 1939.

No. 90

AN ORDINANCE—Authorizing payment from the 1939 Appropriation Account certain balances due on 1938 Yearly Repair Contracts, in the total sum of \$3,532.41, for the reason that the 1938 Appropriation Account for same became exhausted.

WHEREAS, Contracts for minor repairs during the year 1938 were authorized by Ordinance No. 464, approved December 8, 1937, and

WHEREAS, Certain balances on these contracts in the total sum of \$3,532.41 remained unpaid at the close of year 1938 for the reason that the 1938 Appropriation Account for same became exhausted, Now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in favor of the following in payment of repairs made during the year 1938 in the respective amounts set opposite to their names, and to charge same to the 1939 Appropriation Code Account, No. 1906, Repairs, Bureau of Recreation, Department of Public Works.

Contract No.	Name of Contractor	Kind of Repair	Amount Due
6842	John M. Hodil.....	Piano	\$ 15.20
6940	M. G. Moshithes.....	Brick	528.65
6929	Scheibel and DeCocco.....	Iron & Wire.....	140.53
6966	Gen'l. Heating & Plumbing Supply Company.....	Heating	134.53
6805	E. Mandler	Lock & Key.....	12.91
6849	N. & K. Machine Company.....	Machinery	170.05
6850	Schwartz Electric Company.....	Electric	702.69
6851	Edward Murphy—North Side District.....	Plumbing	\$551.92
6852	Edward Murphy—South Side District.....	Plumbing	533.54
6967	Edward Murphy—Between Rivers.....	Plumbing	742.39
			1,827.83
Total Amount.....			\$3,532.41

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1939.

Approved March 4, 1939.

Ordinance Book 49, Page 541.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1939.

Approved March 4, 1939.

Ordinance Book 49, Page 542.

No. 91

AN ORDINANCE—Authorizing the City Controller to continue to employ a Technician, one who has a special or expert knowledge of collateral securities, values, credits and of the duties and requirements in receivership proceedings, for a period not to exceed six months, commencing February 12, 1939, at a salary not to exceed Four Hundred (\$400.00) Dollars per month.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the City Controller be and he is hereby authorized to continue to employ a Technician, who has a special or expert knowledge of collateral securities, values, credits and of the duties and requirements in receivership proceedings.*

Section 2. The employment shall be for a period not to exceed six months, commencing February 12, 1939, at a salary not to exceed Four Hundred (\$400.00) Dollars per month, and charge the same to Code Account No. 42, Contingent Fund.

No. 92

AN ORDINANCE—Authorizing and directing the Mayor and the Chairman of the Board of Water Assessors to carry out and complete, in conjunction with the Federal Works Progress Administration, the canvassing and checking all water outlets and fixtures on the house side of the meter, providing for the performance of such work as may not be assumed by the Federal Works Progress Administration, and for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Chairman of the Board of Water Assessors be and they are hereby authorized and directed to carry out and complete the canvassing, inspecting and setting of all fixtures, also the setting up of a filing system in the office of the Board of Water Assessors in conjunction with the Federal Works Progress Administration.*

Section 2. That the Mayor and the Chairman of the Board of Water Assessors be and they are hereby author-

ized and directed to make application to the Federal Works Progress Administration as may be required for the performance of said work.

Section 3. The Chairman of the Board of Water Assessors be and he is hereby authorized and directed to requisition the purchase of supplies, materials and equipment by the Director of Supplies, to rent equipment and to pay for minor repairs, municipal services, necessary stationery and equipment and all such costs where the same are not borne by the Federal Works Progress Administration, all as may be necessary for the proper performance of such work.

Section 4. That the cost of work and services required to be performed by the City of Pittsburgh shall be and the same is hereby made chargeable against the fund to be provided therefor, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said fund for the payment of said cost and expense.

Section 5. That the City Controller be and he is hereby authorized and directed to sign the application for this project and the funds will be made available when needed.

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1939.

Approved March 4, 1939.

Ordinance Book 49, Page 542.

No. 93

AN ORDINANCE—Providing for a contract or contracts for constructing and equipping a Municipal Incinerator Plant on City-owned property at 29th street and the Allegheny River, including necessary driveways, walks and landscaping therefor, but excluding piling and excavation in connection therewith, and providing for the payment of the cost thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for constructing and equipping a Municipal Incinerator Plant on City owned property at 29th Street and the Allegheny River, including necessary driveways, walks and landscaping therefor, but excluding piling and excavation in connection therewith, in accordance with the laws and ordinances governing said City, at a cost not to exceed Seven Hundred Ninety-four Thousand Dollars. (\$794,000.00) chargeable to and payable from funds otherwise appropriated therefor.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1939.

Approved March 4, 1939.

Ordinance Book 49, Page 543.

No. 94

AN ORDINANCE—Providing for the letting of a contract or contracts for the rebinding of books and the binding of magazines for the Carnegie Free Library of Allegheny, and providing for the payment thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Librarian Custodian shall be and they are hereby authorized and directed to advertise for bids and to award a contract or contracts for the rebinding of 2,500 books, more or less, at a cost not to exceed the sum of \$1,250.00 for the rebinding of 500 books, more or less, at a cost not to exceed the sum of \$250.00; and the binding of 570, more or less, magazines, at a cost not to exceed the sum of \$910.00, for the Carnegie Free Library of Allegheny, in accordance with an Act

of Assembly entitled, "An Act for the Government of Cities of the Second Class, approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the amounts set forth above to be chargeable to and payable from Code Accounts:

No. 1152, the sum of.....	\$1,250.00
No. 1153, the sum of.....	910.00
No. 1158, the sum of.....	250.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1939.

Approved March 4, 1939.

Ordinance Book 49, Page 544.

No. 95

AN ORDINANCE—Repealing an Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of eleven (11) auto trucks, three (3) automobiles, one (1) seven-passenger station wagon, seven (7) auto truck tractors, seven (7) semi-trailer units, and two (2) graders for the several departments of the City, and providing for the payment thereof," approved March 14, 1937, and the Amendment thereto, approved November 13, 1937.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That an ordinance entitled "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of eleven (11) auto trucks, three (3) automobiles, one (1) seven-passenger station wagon, seven (7) auto truck tractors, seven (7) semi-trailer units, and two (2) graders for the several departments of the City, and providing for the payment thereof," approved March 14, 1937, and the Amendment thereto approved November 13, 1937, shall be and the same are hereby repealed.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1939.

Approved March 4, 1939.

Ordinance Book 49, Page 544.

No. 96

AN ORDINANCE—Providing for a contract or contracts for furnishing and installing low pressure safety valves on steam boilers in Schenley Conservatory and West Park Conservatory, and for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for furnishing and installing one low pressure safety valve on the Boiler No. 1 in West Park Conservatory and six low pressure valves on boilers in Schenley Conservatory, in accordance with the laws and ordinances governing said City in an amount not exceeding the sum of Seven Hundred Dollars (\$700.00), chargeable to and payable from Code Account 1802, Bureau of Parks.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1939.

Approved March 4, 1939.

Ordinance Book 49, Page 545.

No. 97

AN ORDINANCE—Providing for the letting of a contract for the furnishing and delivery of One Portable Air Compressor for the Bureau of Water and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of One Portable Air Compressor at a cost not to exceed the sum of \$600.00 for the Bureau of Water, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1788-Equipment, Bureau of Water.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1939.

Approved March 4, 1939.

Ordinance Book 49, Page 546.

No. 98

AN ORDINANCE—Providing for a contract or contracts for alterations to the 17th Street Incline; for demolition of structures and other incidental work not provided for in the Agreement to be entered into, between the City and the State Highway Department, relative to the widening, relocation and reconstruction of Bigelow boulevard between points about 525-feet northeast of the intersection of Washington place and 100-feet west of Ridgway street, and providing for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed

to advertise for proposals, award and enter into a contract or contracts for alterations to the 17th Street Incline, for demolition of structures and other incidental work not provided for in the Agreement to be entered into, between the City and the State Highway Department, relative to the widening, relocation and reconstruction of Bigelow Boulevard, between points about 525-feet northeast of the intersection of Washington place and 100-feet west of Ridgway street, in accordance with the laws and ordinances governing said City, in an amount not exceeding \$10,000.00, chargeable to and payable from Public Improvement Notes 1939.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 27, 1939.

Approved March 4, 1939

Ordinance Book 49, Page 546.

No. 99

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of One Hi-Pressure Jenny and One Auto Truck for the Bureau of Traffic Planning and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of One Hi-Pressure Jenny at a cost not to exceed the sum of \$1,000.00 including the trade-in of One Model C Hi-Pressure Jenny and One Auto Truck at a cost not to exceed the sum of \$1,100.00, including the trade-in of One old Truck, City Registry No. 12015 for the Bureau of Traffic Planning, Department of Public Safety, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second

class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1496-F-Equipment, Bureau of Traffic Planning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 27, 1939.

Approved March 4, 1939

Ordinance Book 49, Page 547.

No. 100

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to enter into an agreement with the County of Allegheny, through its Board of County Commissioners, for the purpose of the taking over and maintenance by the City of the new highway extending from the intersection of Hazelwood avenue and Beechwood boulevard to the north approach of the Pittsburgh-Homestead High-Level Bridge and part of the approach to the Old Brown's Bridge from a point on the easterly side of the newly constructed Brown's Hill Road to the face of the north abutment of Old Brown's Bridge, and providing for the cost of removal of slips or slides that may occur on the latter road.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, be and they are hereby authorized and directed to enter into an Agreement with the County of Allegheny, through its Board of County Commissioners, in manner and form as follows:*

A G R E E M E N T

THIS AGREEMENT, made and entered into this _____ day of _____, A. D. 1939, between the COUNTY OF

ALLEGHENY, a political subdivision of the Commonwealth of Pennsylvania, hereinafter called the "County," party of the first part;

a n d

the CITY OF PITTSBURGH, a municipal corporation of the Commonwealth of Pennsylvania, hereinafter called the "City," party of the second part;

NOW THIS AGREEMENT WITNESSETH THAT:

WHEREAS the County heretofore under the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania in such case made and provided, has completed the construction of a certain highway known as Brown's Hill road in the City of Pittsburgh, extending from the intersection of Hazelwood avenue and Beechwood boulevard to the North Approach of the Pittsburgh Homestead High-Level Bridge, and under proceedings in the Court of Quarter Sessions of Allegheny County, has obtained the approval required by law from the Grand Jury and the said Court of Quarter Sessions of Allegheny County at No. 1 May Sessions, 1937, which proceedings by reference hereto are made a part hereof; and

WHEREAS copies of the Grand Jury Plan, County Plan No. 1676, and the Construction Plan for the construction of Brown's Hill road, County Plan No. 1677, are on file in the Bureau of Engineering of the City of Pittsburgh, Department of Public Works, and in the office of the County Department of Works; and

WHEREAS the general work of construction has the approval of the proper authorities of the City of Pittsburgh;

NOW, THEREFORE, THIS AGREEMENT WITNESSETH:

FIRST: The City covenants and agrees, by proper Ordinance or Ordinances, to take over and maintain at its own expense the new highway extending from the intersection of Hazelwood avenue and Beechwood boulevard to the north approach of the Pittsburgh Homestead High-Level Bridge, and such portions of the old highway as are not included within the limits of the new. The County shall be forever after relieved of the responsibility or duty of any further maintenance, upkeep, construc-

tion or repair thereof, except as hereinafter noted.

SECOND: The City further agrees that it will take over by proper ordinances that portion of the Approach to the old Brown's Bridge from a point on the easterly side of the newly constructed Brown's Hill road to the face of the North Abutment of old Brown's Bridge.

THIRD: The County agrees with the City that, in the event of a slip or slide occurring on Brown's Hill road between the intersection of Hazelwood avenue and Beechwood boulevard and the North Abutment of Old Brown's Bridge, upon proper notice to it from the City, the County will pay one-half of the cost in excess of One Thousand (\$1,000.00) Dollars for the removal or repair of such slip or slide. The City agrees that whenever any such slip or slide occurs, and it appears that the cost of the removal or repair of the same shall exceed the sum of One Thousand Dollars (\$1,000.00) to immediately notify the County, in order that the County may enter upon the site of said work, and to place such engineers and inspectors as may be necessary and proper to determine the cost thereof. The City further agrees that the County shall have access to all records of the City for the purpose of verifying such costs.

IN WITNESS WHEREOF the County has caused its common and corporate seal to be affixed hereto duly attested by the Chief Clerk of its Board of County Commissioners, and this agreement to be signed by its County Commissioners, and this agreement is to be signed and executed in the name of the City of Pittsburgh and for the City of Pittsburgh by its proper officers hereto, they having been duly authorized so to do by ordinance of said City, all done the day and year aforesaid.

COUNTY OF ALLEGHENY,

Commissioners.

ATTEST:

Chief Clerk.

APPROVED AS TO FORM:

County Solicitor.

CITY OF PITTSBURGH,

Mayor.

Director,
Department of Public Works.

ATTEST:

Secretary to the Mayor.

APPROVED AS TO FORM:

City Solicitor.

COUNTERSIGNED:

City Controller.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1939.

Approved March 4, 1939.

Ordinance Book 49, Page 547.

No. 101

AN ORDINANCE—Vacating Addison street, from Reed street to an Unnamed way approximately 160 feet north of Reed street.

WHEREAS, It appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all the property fronting or abutting on the lines of Addison street, from Reed street to an Unnamed way approximately 160 feet north of Reed street, have petitioned the Council of the City of Pittsburgh to enact an Ordinance for the vacation of the same; THEREFORE

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Addison street, from Reed street to an Unnamed way approximately 160 feet north of Reed street, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1939.

Approved March 4, 1939.

Ordinance Book 49, Page 549.

No. 102

AN ORDINANCE — Vacating Addison street, from Reed street to Ruch street; Ashmead street (formerly Ashland street) from Kirkpatrick street to westerly terminus of said Ashmead street; Benevola way, from Corwin street to Wyandotte street; Bentley street (formerly Barr street) from Ruch street to westerly terminus of said Bentley street; Corwin street, from Kirkpatrick street to westerly terminus of said Corwin street; Devilliers street, from Reed street to Jumonville street; Ellicott street, from Jumonville street to Ruch street; Gravity street (formerly Grove street) from Corwin street to Ellicott street; Jumonville street, from Devilliers street to Cuba way; Kirkpatrick street, from Reed street to Wyandotte street; Ruch street, from Reed street to Wyandotte street; Unnamed street, located approximately 790 feet south of Reed street, from Devilliers street to the easterly terminus of said Unnamed street; Unnamed way, located approximately 100 feet south of Reed street, from Devilliers street westwardly to another Unnamed way; Unnamed way, located approximately 400 feet south of Reed street, from Devilliers street, westwardly to another Unnamed way; Unnamed way, located approximately 850 feet south of Reed street from Jumonville street westwardly to another Unnamed way, all as laid out in Booth & Flinn's Subdivision of the Yost Ruch Plan of Lots, as recorded in the Recorder's Office of Allegheny County, in Plan Book Volume 17, pages 114 and 115.

WHEREAS, It appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all the property fronting or abutting on the lines of the streets hereinafter mentioned, between the terminals set forth herein, have petitioned the Council of the City of Pittsburgh to enact an Ordinance for the vacation of the same; THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Addison street, from Reed street to Ruch street; Ashmead street (formerly Ashland street) from Kirkpatrick street to westerly terminus of said Ashmead street; Benevola way, from Corwin street to Wyandotte street; Bentley street (formerly Barr street) from Ruch street to westerly terminus of said Bentley street; Corwin street, from Kirkpatrick street to westerly terminus of said Corwin street; Devilliers street, from Reed street to Jumonville street; Ellicott street, from Jumonville street to Ruch street; Gravity street (formerly Grove street) from Corwin street to Ellicott street; Jumonville street, from Devilliers street to Cuba way; Kirkpatrick street, from Reed street to Wyandotte street; Ruch street, from Reed street to Wyandotte street; Unnamed street, located approximately 790 feet south of Reed street, from Devilliers street to the easterly terminus of said unnamed street; Unnamed way, located approximately 100 feet south of Reed street, from Devilliers street westwardly to another Unnamed way; Unnamed way, located approximately 400 feet south of Reed street, from Devilliers street, westwardly to another Unnamed way; Unnamed way, located approximately 850 feet south of Reed street, from Jumonville street westwardly to another Unnamed way, all as laid out in Booth and Flinn's Subdivision of the Yost Ruch Plan of Lots, as recorded in the Recorder's Office of Allegheny County, in Plan Book Volume 17, pages 114 and 115, be and the same are hereby vacated.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1939.

Approved March 4, 1939.

Ordinance Book 49, Page 550.

No. 103

AN ORDINANCE — Vacating Addison street, from Reed street to Ruch

street; Ashmead street (formerly Ashland street) from Kirkpatrick street to westerly terminus of said Ashmead street; Benevola way, from Corwin street to Wyandotte street; Bentley street (formerly Barr street) from Ruch street to westerly terminus of said Bentley street; Corwin street, from Kirkpatrick street to westerly terminus of said Corwin street; Devilliers street, from Reed street to Jumonville street; Ellicott street, from Jumonville street to Ruch street; Gravity street (formerly Grove street) from Corwin street to Ellicott street; Jumonville street, from Devilliers street to Cuba way; Kirkpatrick street, from Reed street to Wyandotte street; Ruch street, from Reed street to Wyandotte street; Unnamed street, located approximately 790 feet south of Reed street, from Devilliers street to the easterly terminus of said unnamed street; Unnamed way, located approximately 100 feet south of Reed street, from Devilliers street westwardly to another Unnamed way; Unnamed way, located approximately 400 feet south of Reed street, from Devilliers street westwardly to another Unnamed way; Unnamed way, located approximately 850 feet south of Reed street, from Jumonville street westwardly to another Unnamed way, all as laid out in Booth & Flinn's Subdivision of Yost Ruch's Plan of Lots.

WHEREAS, It appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all the property fronting or abutting on the lines of the streets hereinafter mentioned, between the terminals set forth herein, have petitioned the Council of the City of Pittsburgh to enact an Ordinance for the vacation of the same; THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Addison street, from Reed street to Ruch street; Ashmead street (formerly Ashland street) from Kirkpatrick street to westerly terminus of said Ashmead street; Benevola way, from Corwin street to Wyandotte street; Bentley street (formerly Barr street) from Ruch street to westerly terminus of said Bentley street; Corwin street, from Kirkpatrick street to westerly terminus of said Corwin street; Devilliers street, from Reed street to Jumonville street; Ellicott street, from

Jumonville street to Ruch street; Gravity street (formerly Grove street) from Corwin street to Ellicott street; Jumonville street, from Devilliers street to Cuba way; Kirkpatrick street, from Reed street to Wyandotte street; Ruch street, from Reed street to Wyandotte street; Unnamed street, located approximately 790 feet south of Reed street, from Devilliers street to the easterly terminus of said unnamed street; Unnamed way, located approximately 100 feet south of Reed street, from Devilliers street westwardly to another Unnamed way; Unnamed way, located approximately 400 feet south of Reed street, from Devilliers street, westwardly to another Unnamed way; Unnamed way, located approximately 850 feet south of Reed street, from Jumonville street westwardly to another Unnamed way, all as laid out in Booth and Flinn's Subdivision of the Yost Ruch Plan of Lots, as recorded in the Recorder's Office of Allegheny County, in Plan Book Volume 12, page 82, be and the same are hereby vacated.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1939.

Approved March 4, 1939.

Ordinance Book 49, Page 551.

No. 104

AN ORDINANCE — Vacating Addison street, from Reed street to Ruch street; Devilliers street, from Reed street to Jumonville street; Ellicott street, from Jumonville street to Wyandotte street; Jumonville street, from Devilliers street to Cuba way; Kirkpatrick street, from Reed street to Wyandotte street; and Unnamed way south of Lot No. 65, from Jumonville street westwardly to another Unnamed way, all as laid out in the Yost Ruch's Plan of Lots.

WHEREAS, It appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all the property fronting or abutting on the lines of the streets hereinafter mentioned, between the terminals set forth herein, have petitioned the Council of

the City of Pittsburgh to enact an Ordinance for the vacation of the same; **THEREFORE:**

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Addison street, from Reed street to Ruch street; Devilliers street, from Reed street to Jumonville street; Ellicott street, from Jumonville street to Wyandotte street; Jumonville street, from Devilliers street to Cuba way; Kirkpatrick street, from Reed street to Wyandotte street; Unnamed way, south of Lot No. 65, from Jumonville street westwardly to another Unnamed way, all as laid out in the Yost Ruch's Plan of Lots, as recorded in the Recorder's Office of Allegheny County in Plan Book Volume 9, pages 56 and 57, be and the same are hereby vacated.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1939.

Approved March 4, 1939.

Ordinance Book 49, Page 552.

No. 105

AN ORDINANCE—Vacating Falcon way, from Addison street to Elmore street.

WHEREAS, It appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all the property fronting or abutting on the lines of Falcon way, from Addison street to Elmore street, have petitioned the Council of the City of Pittsburgh to enact an Ordinance for the vacation of the same; **THEREFORE.**

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Falcon way, from Addison street to Elmore street, be and the same is hereby vacated.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1939.

Approved March 4, 1939.

Ordinance Book 49, Page 553.

No. 106

AN ORDINANCE — Re-establishing the grade of Arbor Drive, from the northerly terminus thereof at the northerly line of the Greentree Heights Plan of Lots, to the southerly terminus thereof at Orchard Drive.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the grade of the easterly 8-foot curb line of Arbor Drive, from the northerly terminus thereof at the northerly line of the Greentree Heights Plan of Lots, to the southerly terminus thereof at Orchard Drive, be and the same is hereby re-established as follows, to wit:

Beginning at the northerly terminus thereof at an elevation of 1178.74 feet; thence falling at the rate of 2.80% for a distance of 134.32 feet to a point of curve, to an elevation of 1174.98 feet; thence by a concave parabolic curve for a distance of 120.0 feet to a point of tangent, to an elevation of 1178.39 feet; thence rising at the rate of 8.48% for a distance of 89.26 feet to a point of curve to an elevation of 1185.96 feet; thence by a convex parabolic curve for a distance of 60.0 feet to the southerly terminus thereof, to an elevation of 1190.0 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1939.

Approved March 4, 1939.

Ordinance Book 49, Page 553.

No. 107

AN ORDINANCE — Establishing the opening grades on Grovemont road and Winchester drive, as laid out

and proposed to be dedicated as legally opened highways, by A. N. Crouch, Inc., in its plan of lots called Greentree Heights Plan of Lots, in the Twentieth Ward of the City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That upon approval of the Greentree Heights Plan of Lots, proposed to be laid out by A. N. Crouch, Inc., in the Twentieth Ward of the City of Pittsburgh, the grades to which Grovemount road and Winchester Drive as shown thereon shall be accepted as opened public highways, shall be as hereinafter set forth:

GROVEMOUNT ROAD

The grade of the southerly 10-foot curb line shall begin at the easterly 8-foot curb line of Arbor drive, at an elevation of 1174.91 feet; thence shall fall by a convex parabolic curve for a distance of 16.0 feet to a point of tangent, to an elevation of 1173.55 feet; thence shall fall at the rate of 14.0% for a distance of 182.0 feet to a point of curve, to an elevation of 1148.07 feet; thence by a concave parabolic curve for a distance of 20.0 feet to a point of tangent, to an elevation of 1146.57 feet; thence shall fall at the rate of 1.0% for a distance of 20.0 feet to a point of curve, to an elevation of 1146.37 feet; thence by a convex parabolic curve for a distance of 20.0 feet to a point of tangent, to an elevation of 1145.27 feet; thence shall fall at the rate of 10.0% for a distance of 121.82 feet to the easterly line of the plan, to an elevation of 1133.00 feet.

WINCHESTER DRIVE

The grade of the easterly 8-foot curb line shall begin at the northerly line of the plan, at an elevation of 1145.77 feet; thence shall rise at the rate of 1.0% for a distance of 56.73 feet, to an elevation of 1146.34 feet; thence level for a distance of 30.0 feet; thence shall rise at the rate of 1.0% for a distance of 108.0 feet to a point of curve, to an elevation of 1147.42 feet; thence by a concave parabolic curve for a distance of 100.0 feet to a point of tangent, to an elevation of 1149.27 feet; thence shall rise at the rate of 2.70% for a distance of 162.0 feet to a point of curve, to an elevation of 1153.64 feet; thence by a convex parabolic curve for a distance of 100.0

feet to a point of tangent, to an elevation of 1155.49 feet; thence shall rise at the rate of 1.0% for a distance of 164.95 feet to a point of curve, to an elevation of 1157.14 feet; thence by a concave parabolic curve for a distance of 100.0 feet to a point of tangent, to an elevation of 1161.64 feet; thence shall rise at the rate of 8.0% for a distance of 60.0 feet to the southerly line of the plan, to an elevation of 1166.44 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1939.

Approved March 4, 1939.

Ordinance Book 49, Page 554.

No. 108

AN ORDINANCE — Accepting the dedication of certain property in the Thirteenth Ward of the City of Pittsburgh, for public use for highway purposes, for the opening of Montier street.

WHEREAS, Jacob Weinman, Jr. and Cora G. Weinman, his wife, Emma Weinman Cratty and Herbert L. Cratty, her husband, Joshua Weinman and Caroline R. Weinman, his wife, Belle Weinman Crawford and J. Slater Crawford, her husband, Dora Weinman Yohn, widow, Minnie Weinman Lytle and William G. Lytle, her husband, have executed and delivered to the City of Pittsburgh their certain deed of dedication, bearing date of April 26, 1938, now on file in the Office of the Bureau of Engineering of said City, wherein they have conveyed said ground to said City for public street or public highway purposes, for the opening of Montier street; THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the said dedication be and the same is hereby accepted, and the Bureau of Engineering is hereby authorized and directed to place the same on record in the Office of the Recorder of Deeds in and for the County of Allegheny.

Section 2. The ground so as afore-

said conveyed to the said City of Pittsburgh for public highway purposes shall be and the same is hereby appropriated and opened as a public highway, in accordance with the terms of said deed of dedication, for the opening of Montier street, the same being described as follows, to wit:

Being a strip 60.0 feet in width, and extending from the northerly line of the Teggart Millard Land Company Plan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book Volume 27, page 188, to the dividing line between the City of Pittsburgh and the Borough of Wilkinsburg, the center line of which is described as follows:

Beginning at the intersection of the northerly line of the said Teggart Millard Land Company Plan of Lots and the center line of a 25 foot right-of-way, conveyed by Jacob Weinman to W. L. McIlon for an electric street railway, by deed dated March 8, 1901, and recorded in Deed Book Volume 2030, page 464; thence extending northeastwardly, coinciding with the center line of the said right-of-way, by the arc of a circle deflecting to the right with a radius of 573.68 feet, for an arc distance of 134.39 feet to a point of tangent on the same; thence continuing along the same northeastwardly by the tangent for a distance of 284.75 feet, to the dividing line between the City of Pittsburgh and the Borough of Wilkinsburg, meeting at that point the center line of Montier street, 60 feet in width, as located and opened by Wilkinsburg Borough Ordinance No. 1227, approved December 14, 1937.

Subject to the 25 foot right-of-way as herein above mentioned.

Section 3. The Department of Public Works is hereby authorized and directed to enter upon, take possession of and appropriate the said described property for the opening of Montier street, in conformity with the provisions of this Ordinance.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1939.

Approved March 4, 1939.

Ordinance Book 49, Page 555.

No. 109

AN ORDINANCE — Amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—O—E15, by including within the Commercial and Third Area District, all that certain property, now classified "B" Residence and Second Area District, bounded by Spring street; Clover street; Jonquil way and the line of the present Commercial and Third Area District east of Rothman street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended by changing the Zone Map, Sheet Z—O—E15, so as to include within the Commercial (U-3) and Third Area (A-3) District, all that certain property, now classified "B" Residence (U-5) and Second Area (A-2) District, bounded by Spring street; Clover street; Jonquil way and the line of the present Commercial and Third Area District east of Rothman street.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1939.

Approved March 4, 1939.

Ordinance Book 49, Page 556.

No. 110

AN ORDINANCE — Amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—O—E30, by including within the "C" Residence District, all that certain property, now classified "B" Residence District, bounded by Hutchinson street; the line dividing the City of Pittsburgh and Borough of Swissvale; Frick Park; Sanders street and Richmond street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended by changing the Zone Map, Sheet Z—O—E30, so as to include, within the "C" Residence (U-6) District, all that certain property, now classified "B" Residence (U-5) District, bounded by Hutchinson street; the line dividing the City of Pittsburgh and Borough of Swissvale; Frick Park; Sanders street and Richmond street.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same effects this Ordinance.

Passed February 27, 1939.

Approved March 4, 1939.

Ordinance Book 49, Page 557.

No. 111

AN ORDINANCE—Supplementing Sections 2 and 3 of Ordinance No. 335 entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented, by adding certain streets or portions of streets to certain designated paragraphs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That paragraph (h) of Section 2 of Ordinance No. 335 entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented, which paragraph (h) has the following heading:

"(h) The following streets or portions of streets are Class C streets, upon which traffic will be permitted in only one direction as designated," shall be and the same is hereby further supplemented by adding at the end thereof the following:

Wellsford street between Zulema street and the Boulevard of the Allies, south-bound.

Section 2. That paragraph (r) of Section 2 of said Ordinance, which paragraph (r) has the following heading:

"(r) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal; this regulation to be in effect twenty-four (24) hours each day, including Sunday,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Bates street between Semple street and Atwood street, southerly side.

South Twenty-second street between Carson street and Sidney street, easterly side.

Wood street between Second Avenue and Third avenue, westerly side.

Section 3. That paragraph (gg) of Section 2 of said Ordinance, which paragraph (gg) has the following heading:

"(gg) upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal, between the hours of 8:00 to 9:30 A. M. and 4:30 to 6:00 P. M., daily except Sunday. Between the hours of 9:30 A. M. and 4:30 P. M., daily except Sunday, no driver of a vehicle shall permit it to remain standing for a longer period than one (1) hour,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Penn Avenue between Water street and Barbeau street, both sides.

Section 4. That paragraph (mm) of Section 2 of said Ordinance, which paragraph (mm) has the following heading:

"(mm) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal, between the hours of 8:00 A. M. and 9:30 A. M., daily except Sunday,"

shall be and the same is hereby fur-

ther supplemented by adding at the end thereof the following:

Sherman avenue between Ohio street and Park way, east side.

South Negley avenue between Ellsworth avenue and Centre avenue, both sides.

Section 5. That paragraph (ss) of Section 2 of said Ordinance, which paragraph (ss) has the following heading:

"(ss) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal, between the hours of 3:30 P. M. and 5:00 P. M., daily except Sunday," shall be and the same is hereby further supplemented by adding at the end thereof the following:

Sherman avenue between Ohio street and Park way, east side.

South Negley avenue between Ellsworth avenue and Centre avenue, both sides.

Section 6. That paragraph (ff) of Section 3 of said Ordinance, which paragraph (ff) has the following heading:

"(ff) The maximum speed limit on the following streets or portions of streets shall be thirty-five (35) miles per hour for all vehicles, except at those locations otherwise restricted by the State Vehicle Code to lower maximum speeds."

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Bennett street from Frankstown avenue to Oakwood street.

Section 7. That paragraph (m) of Section 2 of said Ordinance, which paragraph (m) has the following heading:

"(m) The following streets or portions of streets outside of the Congested Area are hereby designated as Class AA streets, upon which no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal between the hours of 8:00 A. M. and 6:00 P. M., daily except Sunday,"

shall be and the same is hereby further

supplemented by adding at the end thereof the following:

Aurelia street between Shady avenue and Luther street, both sides:

Aurelia street between Luther street and Denniston avenue, northerly side.

Section 8. That paragraph (yy) of Section 2 of said Ordinance, which paragraph (yy) has the following heading:

"(yy) Upon the following streets or portions of streets, no stoppage of any vehicle shall be permitted during the periods 8:30 A. M. to 9:15 A. M. and 5:00 P. M. to 6:00 P. M., except passenger vehicles stopping to discharge passengers or to pick up passengers then in readiness at the curb," shall be and the same is hereby further supplemented by adding at the end thereof the following:

Penn avenue between Water street and Barbeau street, both sides.

Section 9. That paragraph (w) of Section 2 of said Ordinance, which paragraph (w) has the following heading:

"(w) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than one (1) hour between the hours of 8:00 A. M. and 6:00 P. M., daily except Sunday," shall be and the same is hereby further supplemented by adding at the end thereof the following:

Smithfield street between Fourth avenue and Liberty avenue, easterly side.

Wood street between Third avenue and Sixth avenue, westerly side.

Section 10. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1939.

Approved March 4, 1939.

Ordinance Book 49, Page 557.

No. 112

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works, for

and on behalf of the City of Pittsburgh, to enter into an agreement with the Commonwealth of Pennsylvania, acting through the Secretary of Highways, relating to the widening, relocation and reconstruction of Bigelow boulevard State Highway Route 228, Section 8, between Station 50 + 25, approximately 525 feet Northeast of the intersection of Washington place and Station 159 + 60 approximately 100 feet west of the intersection of Ridgway St. and providing for the payment of the City's share of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works, for and on behalf of the City of Pittsburgh, shall be and are hereby authorized and directed to enter into an agreement with the Commonwealth of Pennsylvania, acting through the Secretary of Highways, relating to the widening, relocation and reconstruction of Bigelow boulevard, State Highway Route 228, Section 8, between Station 50 + 25, approximately 525 feet Northeast of the intersection of Washington place and Station 159 + 60 approximately 100 feet West of the intersection of Ridgway street; said agreement to be in the following form:

AGREEMENT

THIS AGREEMENT, Made and entered into this ----- day of -----, A.D. 1939, by and between the Commonwealth of Pennsylvania, acting through the Secretary of Highways, hereinafter called the Commonwealth, of the first part, and the City of Pittsburgh, acting through the Mayor and the Director of the Department of Public Works, hereinafter called the City, of the second part.

WHEREAS, the widening, relocation and reconstruction of the Bigelow boulevard, State Highway Route 228, Section 8, between Station 50 + 25, approximately 525 feet northeast of the intersection of Washington place and Station 159 + 60, approximately 100 feet west of the intersection of Ridgway street, is necessary in order to provide safely and adequately for vehicular traffic requirements, and

WHEREAS, The parties to this Agreement are desirous of undertaking this improvement promptly, and mutually to

agree with respect to the work to be done and the cost to be borne by the Commonwealth and the City.

NOW, THEREFORE, THIS AGREEMENT WITNESSETH, That the parties hereto do agree as follows, viz:

Section 1—State Highway Route 228, Section 8, to be improved is located in the City of Pittsburgh, Allegheny County, Pennsylvania, extending from approximately 525 feet northeast of the intersection of Washington place and Bigelow boulevard, Station 50 + 25 to approximately 100 feet west of the intersection of Ridgway street and Bigelow boulevard, Station 159 + 60.

Section 2—It is mutually agreed that the plans for this improvement shall be in general conformity with the plans prepared by the Commonwealth dated October 26, 1938, and signed by Roy E. Brownmiller, Secretary of Highways, of the Commonwealth of Pennsylvania, copies of said plans being on file in the offices of the parties hereto.

Section 3—Upon completion of this improvement, the Commonwealth and the City shall each maintain the portions of the improvement for which they will contract and pay under the terms of this agreement.

Section 4—All work done by virtue of this Agreement shall conform to and be governed by the plans and specifications prepared by and on file with the Department of Highways of said Commonwealth, said plans being subject to the mutual approval of the parties hereto; said work shall be done under the supervision of the Secretary of Highways of said Commonwealth, or his duly authorized representative.

Section 5—The Commonwealth agrees to enter into a contract with the successful bidder for the construction between existing curbs, including underdrain on present location, and all construction except outside curb, water lines, lighting facilities, and sidewalks on the relocated portion of said highway, forty (40) feet, forty-six (46) feet and fifty-two (52) feet in width, as indicated on the plans as State portion, estimated to cost \$623,841.05.

Section 6—The City agrees to provide and acquire the necessary right of way for said improvement and to pay all property damages in connection therewith.

Section 7—The City agrees to enter into a contract with the successful bidder for miscellaneous construction between Stations 50 + 25 and 82 + 10.22; also between Stations 114 + 24.41 and 159 + 80, consisting of water lines, all construction back of existing curbs (except underdrain), miscellaneous drainage structures, all reconstruction of Heron avenue and Ridgway street, and extension of pedestrian underpass; also miscellaneous construction between Station 82 + 10.22 and Station 114 + 24.41, consisting of all outside curb and sidewalk construction, water lines, lighting facilities, and side street barricades; as required and indicated on the plans as City portion, the approximate cost of such additional improvements being \$340,000.00.

Section 8—The City agrees to enact such legislation as may be necessary to enable the Commonwealth:

(a) To advertise for and receive bids for the construction of the work above described in Section 7, estimated to cost Three Hundred Forty Thousand (\$340,000.00) Dollars, based upon the preliminary estimate prepared by and on file with the Department of Highways and twenty (20) per centum in addition thereto;

(b) To award a contract or contracts, therefor, for and on behalf of the City, separate from the contract to be entered into by the Commonwealth;

(c) To supervise the performance of the work provided for by such contract, or contracts; and

(d) To forward estimates to the proper officers of the City for approval and payment.

The City further agrees to enter into a contract, or contracts, with the successful bidder, or bidders, for the performance of the work above described in Section 7, in conformity with the laws and ordinances governing said City.

Current monthly estimates of the amount for acceptable work done, shall be furnished by the Director of the Department of Public Works of the City when the total value of work done since the last current monthly estimate equals or exceeds \$1,000.00, 90% of the amount of such current estimates shall be paid to the contractor at the time the esti-

mates are made. Upon completion of all work, in strict conformity with the requirements and the provisions of the contract or contracts in a manner satisfactory to the Director and upon receipt of certification by the Secretary of the State Department of Highways of the final quantities of all work so performed, a final estimate shall be furnished by the Chief Engineer of the Bureau of Engineering and approved by the Director of the Department of Public Works of the City for the full contract price therefor, and payment therefor less the sum payable by current monthly estimates, shall be made by the City of Pittsburgh and further it is agreed that the City of Pittsburgh will not allow or make payment for any interest claim in the interim, between the time of certification by the Director of the Department of Public Works of said City of the acceptance of the work, as finally completed, and that of the approval of the final estimate and issuance of warrants for payments due, for work done as aforesaid.

Section 9—The Commonwealth shall have full charge of the physical improvement provided for in this Agreement, and shall, pursuant to the provisions of Act 36, approved January 2, 1934, and Act 297, approved June 1, 1933, and the Act of May 31, 1911, P. L. 468, and its supplements and amendments, advertise for bids for the construction of all physical work provided for under this Agreement, and award a contract, or contracts, for the physical work described in Section 5 of this Agreement to the successful bidder, or bidders, and on behalf of the City, award a contract, or contracts, to the successful bidder, or bidders, for the physical work described in Section 7 of this Agreement.

It is further agreed that additional work and materials may be contracted for by the Commonwealth in excess of the estimated quantities provided for in any contract to an extent not exceeding fifteen per centum (15%) of the contract amount, and same shall be paid for at the unit prices established in said contract, and that deductions for work not done and material not furnished shall be made in a similar manner from the contract prices; but, if additional work and material beyond fifteen per

centum (15%) of the contract shall be required for the work covered by Section 7, a further agreement between the parties hereto shall be made before the work is done.

Section 10—The City further agrees to reimburse the Commonwealth for inspectional costs up to and including the amount of liquidated damages assessed on the City contract.

Section 11—The City agrees, upon execution of this Agreement, promptly to enact the necessary legislation providing for the opening, widening, relocating, establishing and re-establishing of the grade, and for construction of this improvement in conformity with the provisions of the Acts of Assembly relating thereto.

IN WITNESS WHEREOF, The Secretary of Highways, for and on behalf of the Commonwealth of Pennsylvania, has hereunto affixed his hand and the seal of the Department of Highways and the Mayor and the Director of the Department of Public Works, acting for and on behalf of the said City, have hereunto set their hands and the seal of the said City, pursuant to due and legal action authorizing the same by the said City.

COMMONWEALTH OF PENNSYLVANIA
By _____

Dep. Secretary of Highways.

ATTEST:

CITY OF PITTSBURGH

By _____
Mayor.

ATTEST:

Mayor's Secretary.

Director, Department of
Public Works.

ATTEST:

Chief Clerk.
Approved as to Form:

City Solicitor.

Countersigned:

City Controller.

Approved as to form and legality this
_____ day of _____ A. D.
1939.

Assistant Deputy Attorney
General.

Section 2. That the City's share of the costs of said work up to an amount not exceeding \$340,000.00 shall be chargeable to and payable from the funds appropriated therefor from Public Improvement Notes 1939.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1939.

Approved March 4, 1939.

Ordinance Book 49, Page 559.

No. 113

AN ORDINANCE—Creating and establishing two temporary positions in the Department of City Treasurer and one temporary position in the Bureau of Traffic Planning, Department of Public Safety, required for work in connection with the collection of monies from parking meters and for the repair and maintenance of same, for a period of six (6) months, and fixing the rate of compensation thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the following temporary positions in the Department of City Treasurer and the Bureau of Traffic Planning, Department of Public Safety, shall be and the same are created and established for a period of six (6) months for work in connection with the collection of monies from parking meters and for the repair and maintenance of same, and the City Treasurer and the Director of the Department of Public Safety are hereby authorized to fill such temporary positions in the manner prescribed by law as follows:*
Department of City Treasurer:

One (1) Field Collector for a period of six (6) months at the rate of \$1,540.00 per annum.

One (1) Parking Meter Cashier for a period of six (6) months at the rate of \$1,930.00 per annum.

Bureau of Traffic Planning, Department of Public Safety:

One (1) Parking Meter Repairman for a period of six (6) months at the rate of \$1,800.00 per annum.

The salaries of the above named positions shall be payable from "Parking Meter Special and Trust Fund," established by Ordinance No. 518, approved November 9, 1938.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 6, 1939.

Approved March 13, 1939.

Ordinance Book 49, Page 563.

No. 114

AN ORDINANCE—Creating a temporary position of Engineer in the Department of Public Works in charge of construction and installation of equipment for the proposed Incinerating Plant; fixing the rate of compensation therefor and providing for payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Director of the Department of Public Works is hereby authorized and empowered to temporarily employ an Engineer in charge of construction and installation of equipment for the proposed Incinerating Plant, at a salary*

Pa. Docket No.		Construction Cost	Engineering and Other Necessary	Total
			Expenses	
1599	Retaining Walls and Concrete Steps	\$32,358.00		\$32,358.00
1987	Recreation Buildings in West Penn. Ormsby and Warrington Playgrounds	44,960.00		44,960.00
TOTAL		\$77,318.00		\$77,318.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

not exceeding \$4,400.00 per annum, chargeable to and payable from Fund 119, Incinerator Bonds, 1934.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 6, 1939.

Approved March 13, 1939.

Ordinance Book 49, Page 564.

No. 115

AN ORDINANCE—Appropriating and setting aside the aggregate amount of \$77,318.00, for the payment of the ccs' for improvements to the public highways and recreation systems of the City, in the Department of Public Works, from the proceeds of Grants of funds of the Government of the United States.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the following sums, or so much thereof as may be necessary, are hereby set apart and appropriated from the proceeds derived from Grants of Funds of the Government of the United States, for the payment of the cost for making improvements to the public highways and recreation systems of the City in the Department of Public Works;*

Passed March 6, 1939.
Approved March 13, 1939.
Ordinance Book 49, Page 564.

No. 116

AN ORDINANCE—Appropriating and setting aside the sum of \$57,000.00 in the Department of Public Works for payment of the cost of engineering services required for preparation of plans, specifications and for supervision of the construction and equipment of the Municipal Incinerating Plant, from Bond Fund 119, Incinerator Bonds, 1934.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of \$57,000.00 or so much thereof as may be necessary, is hereby set apart and appropriated for the payment of the cost of engineering services required for preparation of plans, specifications and for supervision of the construction and equipment of the Municipal Incinerating Plant from Bond Fund 119, Incinerator Bonds, 1934.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 6, 1939.

Approved March 13, 1939.

Ordinance Book 49, Page 565.

No. 117

AN ORDINANCE—Appropriating the sum of One Thousand Six Hundred (\$1,600.00) Dollars from Public Improvement Notes 1939, for the payment of the City's share of the cost of improvements to the public park at Brookline Boulevard and Chelton avenue, commonly known as "Brookline Memorial Park," to be carried out by the Department of Public Works in conjunction with the Federal Works Progress Administration.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of One Thousand Six Hundred (\$1,600.00) Dollars, or so much*

thereof as may be necessary, shall be and the same is hereby appropriated for the payment of the City's share of the cost of improving the public park at Brookline Boulevard and Chelton avenue, commonly known as "Brookline Memorial Park," to be carried out by the Department of Public Works in conjunction with the Federal Works Progress Administration.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 6, 1939.

Approved March 13, 1939.

Ordinance Book 49, Page 565.

No. 118

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Lands and Buildings to enter into and execute a lease with George K. Askin, William J. Askin and Margaret Askin Brown for the entire building known as No. 1135-37 Penn avenue, Second Ward, City of Pittsburgh, for City warehouse purposes.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Lands and Buildings, be and they are hereby authorized in the name of the City of Pittsburgh, to enter into and execute a lease with George K. Askin, William J. Askin and Margaret Askin Brown, for the entire building at No. 1135-37 Penn avenue, Second Ward, City of Pittsburgh for City warehouse purposes, the said lease to extend over a period of One (1) year beginning May 1, 1939, to April 30, 1940, at a total rental of Three Thousand three hundred (\$3,300.00) Dollars, payable in monthly installments of Two Hundred Seventy-five and 00/100 Dollars (\$275.00).*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and

the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 6, 1939.

Approved March 13, 1939.

Ordinance Book 49, Page 566.

No. 119

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to improve the public park bounded by Brookline Boulevard, Chelton avenue and Queensboro avenue, commonly known as "Brookline Memorial Park," in conjunction with the Federal Works Progress Administration, providing for the performance of such work as may not be assumed by the Federal Works Progress Administration and for the payment of the City's share of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to improve the public park bounded by Brookline Boulevard, Chelton avenue and Queensboro avenue, commonly known as "Brookline Memorial Park," and to perform all work incidental thereto, in conjunction with the Federal Works Progress Administration.*

Section 2. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized to make application to the Federal Works Progress Administration as may be required for the performance of said work.

Section 3. That the Director of the Department of Public Works be and he is hereby authorized and directed to requisition the purchase of supplies, materials, tools and equipment by the Director of the Department of Supplies; to rent tools, equipment and motor trucks, and to pay for engineering and supervisory expenses, minor repairs, miscellaneous services, rented space, and such other incidental costs as may not

be defrayed by the Federal Works Progress Administration, all as may be necessary for the proper execution of the work.

Section 4. That the cost of the work and the services required to be performed by the City of Pittsburgh, to an amount not exceeding One Thousand Six Hundred (\$1,600.00) Dollars, shall be and the same is hereby made chargeable against funds appropriated therefor from Bond Fund 139, and the Mayor be and he is hereby authorized and directed to issue and the Controller to countersign warrants drawn on said funds for the payment of said cost.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 6, 1939.

Approved March 13, 1939.

Ordinance Book 49, Page 567.

No. 120

AN ORDINANCE — Authorizing the issuance of warrants in favor of D. Dinardo for \$480.71; Sharpsburg Contracting Co. for \$650.00; Valley Camp Coal Co. for \$900.40; Wilson Auto Springs Co. for \$45.70; Logan-Gregg Hardware Co. for \$5.25; Frick-Reid Supply Co. for \$1.60; Dr. Alfred W. Pfarr for \$291.50; City Blue Print Co. for \$64.14; Fort Pitt Typewriter Co. for \$125.69, and Underwood, Elliott Fisher Co. for \$90.00 in payment for services and supplies furnished and extra work done on contracts for the benefit of the City, without previous authority of Law.

WHEREAS, Services and supplies were furnished and extra work done on contracts for the benefit of the City, without previous authority of Law, in the total sum of \$2,654.99, and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for the payment for services and supplies furnished and extra work done on contracts for the benefit of

the City without previous authority of Law, Now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the*

City Controller to countersign warrants in favor of the following in payment of services and supplies furnished and extra work done on contracts for the benefit of the City, in the respective amounts set opposite their names and to charge same to the code accounts designated.

D. Dinardo—Contract No. 461-----	\$ 480.71	B. F. Code Account No. 293
Sharpsburg Contracting Co.—Contract No. 6672 -----	650.00	B. F. Code Account No. 131-2
Vall'y Camp Coal Co. -----	900.40	Supplies, Code Account No. 1768
Wilson Auto Springs Co. -----	45.70	Repairs, Code Account No. 1516
Logan-Gregg Hardware Co. -----	5.25	B. F. Code Account No. 129-42
Frick-Reid Supply Co. -----	1.60	B. F. Code Account No. 131-21
Dr. Albert W. Pfarr -----	291.50	Misc. Services, Code Account No. 1799
City Blue Print Co. -----	64.14	Supplies, Code Account No. 1531
Fort Pitt Typewriter Co. -----	125.69	B. F. Code Account No.—Various
Underwood, Elliott Fisher Co.-----	90.00	B. F. Code Account No. 132-9

\$2,654.99

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 6, 1939.

Approved March 13, 1939.

Ordinance Book 49, Page 567.

No. 121

AN ORDINANCE — Authorizing the issuance of a warrant in favor of James J. Coyne, in the sum of \$50.56, in payment of services rendered for the benefit of the city during the period of January 1st to January 9th, 1939, inclusive, as Assistant Boiler Inspector, Department of Public Safety.

WHEREAS, Ordinance No. 618, which became a law January 9, 1939, entitled "An ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," made not provision for the position of assistant boiler inspector, and inasmuch as James J. Coyne was continued in the service and received no compensation for the same for the period of January 1 to 9, 1939, and

WHEREAS, Under the provisions of the Act of May 23, 1874, known as

"The Wallace Act," the City of Pittsburgh is authorized to direct the payment of any claim against the City, without previous authority of Law, where the City has received the benefit of the same, Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized to issue and the city controller to countersign a warrant in favor of James J. Coyne for \$50.56, and charge the same to Code Account No. 42-2.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 6, 1939 .

Approved March 13, 1939.

Ordinance Book 49, Page 568.

No. 122

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of One Automobile Truck and One Automobile Coupe for the Bureau of Water, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of One Automobile Truck at a cost not to exceed the sum of \$1,300.00 and to include a trade-in of one old truck, registry number 15083, and One Automobile Coupe at a cost not to exceed the sum of \$700.00 and to include the trade-in of one 1935 Chevrolet Coupe for the Bureau of Water. In accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the amounts set forth above to be chargeable to and payable from Code Account No. 1788, Equipment, and Code Account No. 1774, Equipment, Bureau of Water, respectively.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 6, 1939.

Approved March 13, 1939.

Ordinance Book 49, Page 569.

No. 123

A^N ORDINANCE—Vacating Reed street from Elmore street to an Unnamed way, approximately 75.0 feet east of Calliope street.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all of the property fronting or abutting on the lines of Reed street, from Elmore street to an Unnamed way, approximately 75.0 feet east of Calliope street, in the Fifth Ward of the City of Pitts-

burgh, have petitioned the Council of the City of Pittsburgh, to enact an ordinance for the vacation of the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Reed street from the west line of Elmore street to the east line of an Unnamed way, approximately 75.0 feet east of Calliope street, in the Fifth Ward of the City of Pittsburgh, be and the same is hereby vacated.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 6, 1939.

Approved March 13, 1939.

Ordinance Book 49, Page 570.

No. 124

A^N ORDINANCE — Vacating River avenue (formerly Bank lane) from Bridge street to a point about 103.0 feet east of the Thirty-first Street Bridge.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That River avenue (formerly Bank lane), be and the same is hereby vacated from the east line of Bridge street to a point about 103.0 feet east of the Thirty-first Street Bridge, said point being at the east line of the partition plan of the Estate of Benjamin Herr, at No. 383 November Term, 1870, Court of Common Pleas No. 2, Partition Docket No. 1.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 6, 1939.

Approved March 13, 1939.

Ordinance Book 49, Page 570.

No. 125

AN ORDINANCE — Naming an Unnamed way in the Twelfth Ward of the City of Pittsburgh, from the easterly line of the William H. Finley's Plan of Lots to Frankstown avenue, "Sweeney Place."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* an Unnamed way in the Twelfth Ward of the City of Pittsburgh, from the easterly line of the William H. Finley's Plan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book Volume 7, page 229, to Frankstown avenue, as said Unnamed way was laid out in said Plan, and extended to Frankstown avenue by the following three ordinances: No. 599, approved October 14, 1895; No. 54, approved June 8, 1904, and No. 53, approved June 8, 1904, be and the same is hereby named Sweeney place.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 6, 1939.

Approved March 13, 1939.

Ordinance Book 49, Page 571.

No. 126

AN ORDINANCE—Refixing the width and position of the sidewalks and the roadway of Beaver avenue, from Sheffield street to Western avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the width and position of the sidewalks and the roadway of Beaver avenue, from Sheffield street to Western avenue, be and the same are hereby refixed as follows, to wit:

The sidewalks shall each have a uniform width of 9.0 feet, and shall lie along and contiguous to their respective street lines.

The roadway shall have a uniform width of 32.0 feet, and shall occupy that portion of the street lying between the above described sidewalks.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same effects this Ordinance.

Passed March 6, 1939.

Approved March 13, 1939.

Ordinance Book 49, Page 571.

No. 127

AN ORDINANCE—Refixing the width and position of the westerly sidewalk and the roadway of Buena Vista street, from Trueman street to Rolla street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the width and position of the westerly sidewalk and the roadway of Buena Vista street, from Trueman street to Rolla street, be and the same are hereby refixed as follows, to wit:

The westerly sidewalk shall have a uniform width of 10.0 feet, and shall lie along and contiguous to the westerly street line.

The roadway shall have a uniform width of 30.0 feet and shall occupy that portion of the street lying between the above described westerly sidewalk, and the existing easterly sidewalk.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 6, 1939.

Approved March 13, 1939.

Ordinance Book 49, Page 572.

No. 128

AN ORDINANCE—Widening Fifth avenue, from North and South Craig

street to North and South Neville street; providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Fifth avenue, from North and South Craig street to North and South Neville street, be and the same is hereby widened to a general width of 80.0 feet, by taking for public use for highway purposes the property hereinafter described as Portions "A" and "B" respectively, to wit:*

PORTION "A"

Beginning on the southerly line of Fifth avenue as widened by Ordinance No. 60, approved February 26, 1937, at the point of tangent at the easterly terminus of the curve connecting the easterly line of South Craig street and the southerly line of Fifth avenue, as described in the above mentioned ordinance; thence North 80° 54' 52" East, 8.17 feet along the said southerly line of Fifth avenue, to a point of curve; thence southwestwardly by the arc of a circle deflecting to the left, with a radius of 23.78 feet, a central angle of 85° 56' 52", and a chord bearing South 37° 56' 26" West, for an arc distance of 35.67 feet to a point of tangent on the easterly line of South Craig street; thence North 5° 02' West, 8.17 feet along the easterly line of South Craig street to a point of curve; thence northeastwardly along the southerly line of Fifth avenue as widened by the above mentioned ordinance, by the arc of a circle deflecting to the right with a radius of 15.0 feet and a central angle of 85° 56' 52", for an arc distance of 22.50 feet, to a point of tangent at the place of beginning.

PORTION "B"

Beginning at the intersection of the present northerly line of Fifth avenue and the easterly line of North Craig street; thence extending North 24° 46' 30" West, 24.42 feet along the easterly line of North Craig street to a point

of curve; thence southeastwardly by the arc of a circle deflecting to the left from the easterly line of North Craig street, with a radius of 15.0 feet and a central angle of 74° 18' 38", for an arc distance of 19.45 feet to a point of tangent; thence by the tangent North 80° 54' 52" East, 96.99 feet, parallel to and 80.0 feet north of the southerly line of Fifth avenue as widened by Ordinance No. 60, approved February 26, 1937, to a point; thence North 85° 00' East, 265.81 feet, parallel to and 20.0 feet north of the present northerly line of Fifth avenue, to a point of curve; thence eastwardly and northwardly by the arc of a circle deflecting to the left with a radius of 30.0 feet and a central angle of 103° 03' 30", for an arc distance of 53.96 feet to a point of tangent on the westerly line of North Neville street, thence along the westerly line of North Neville street, So. 18° 03' 30" East, 58.28 feet to the northerly line of Fifth avenue, 60.0 feet in width; thence along the present northerly line of Fifth avenue, South 85° 00' West, 411.87 feet to the place of beginning.

Section 2. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to cause said Fifth avenue, from North and South Craig street to North and South Neville street, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages and expenses occasioned thereby, and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania, relating thereto and regulating the same, and the City's share thereof shall be chargeable to and payable from Docket No. Pa. 2193-C, heretofore established as the account for all funds required for widening and repaving of streets, Schedule "C", as a Federal Emergency Administration of Public Works Docket.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 6, 1939.

Approved March 13, 1939.

Ordinance Book 49, Page 572.

No. 129

AN ORDINANCE—Authorizing and directing the construction of a public sewer on Fieger street and South 13th street from the existing sewer on South 12th street to the existing sewer on South 13th street north of Fieger street, with a branch sewer on South 12th street, including, as may be necessary, the excavation of exploratory test holes, providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a public sewer be constructed on Fieger street and South 13th street from the existing sewer on South 12th street to the existing sewer on South 13th street north of Fieger street, with a branch sewer on South 12th street, including, as may be necessary, the excavation of exploratory test holes.*

Commencing on Fieger street by intercepting the existing sewer on South 12th street; thence eastwardly along Fieger street to South 13th street; thence northwardly along South 13th street to the existing sewer about one hundred twenty (120') feet north of Fieger street; said sewer to be terra cotta pipe and 20" in diameter, with 8" laterals on Fieger street extending from the main sewer to a point within three (3') feet of the building lines; with a branch sewer on South 12th street. Commencing on South 12th street at a point about one hundred (100') feet north of Fieger street; thence southwardly along South 12th street to the sewer on Fieger street; said branch sewer to be terra cotta pipe and 15" in diameter.

Section 2. The Mayor and the Director of the Department of Public Works

are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of Six Thousand (\$6,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 6, 1939.

Approved March 13, 1939.

Ordinance Book 49, Page 574.

No. 130

AN ORDINANCE—Amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E15, by changing from an "A" Residence to a Commercial District all that certain property fronting on the southerly side of Webster avenue from Crawford street to Tannehill street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended by changing the Zone Map, Sheet Z—N10—E15, so as to change from an "A" Residence (U-4) to a Commercial (U-3) District all that*

certain property fronting on the southerly side of Webster avenue from Crawford street to Tannehill street.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 6, 1939.

Approved March 13, 1939.

Ordinance Book 49. Page 575.

No. 131

AN ORDINANCE — Granting unto West Liberty Street Railway Company, its successors, lessees and assigns, the right to enter upon, use and occupy a ramp, overhead structure and right of way in connection with the construction by the Board of County Commissioners of Allegheny County of a traffic grade separation at the intersection of West Liberty avenue (State Highway Route 806) with Saw Mill Run Boulevard (State Highway Route 247) in the City of Pittsburgh.

WHEREAS, The City of Pittsburgh, by Ordinance No. 521, dated November 15, 1938, as amended by Ordinance No. 52, approved February 1, 1939, gave their consent to the Board of County Commissioners of the County of Allegheny, Pennsylvania, to enter into the City of Pittsburgh for the purpose of constructing a traffic grade separation at the intersection of West Liberty avenue (State Highway Route 806) and Saw Mill Run Boulevard (State Highway Route 247) in substantial conformity with general plans of the improvement to be prepared by the County of Allegheny, and approved by the proper officers of the City of Pittsburgh, as set forth more specifically therein; and

WHEREAS, Said plan requires the removal of street railway tracks and facilities from a point approximately 800 feet southwest of the intersection of West Liberty avenue with Dawn avenue to the intersection of West Liberty avenue with Warrington avenue, and on Warrington avenue from its intersection with West Liberty ave-

nue to a point where existing surface tracks enter the tunnel yards of the Pittsburgh Railways Company; and

WHEREAS, The Borough of Montooth, by Ordinances dated September 21, 1900 and February 7, 1900, West Liberty Borough, by Ordinance dated October 16, 1899, and the City of Pittsburgh, by Ordinances dated April 30, 1900 and August 3, 1925, granted unto West Liberty Street Railway Company, its successors, lessees and assigns, the right to enter upon, use and occupy the aforesaid streets for street railway purposes, and aforesaid Boroughs have since become a part of the City of Pittsburgh; and

WHEREAS, The County of Allegheny, in connection with said project, is undertaking the construction of a ramp, overhead structure and connecting right of way for street railway purposes to be used therefor for a period of time coextensive with the term of the several ordinances hereinbefore referred to; and

WHEREAS, The Board of County Commissioners of the County of Allegheny desire the City of Pittsburgh to enact an ordinance granting said rights to West Liberty Street Railway Company, its successors, lessees and assigns; THEREFORE.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* West Liberty Street Railway Company, its successors, lessees and assigns, shall have the right and they are hereby authorized to enter upon, use and occupy the ramp, overhead structure and connecting right of way along the following route, to-wit:

BEGINNING at points in the tracks of West Liberty Street Railway Company on West Liberty avenue, Pittsburgh, Pennsylvania, which points are located opposite a point in the center line of West Liberty avenue, said point being located 860 feet more or less as measured southwardly along the center line of West Liberty avenue from a point made by the intersection of the west curb line of Dawn avenue produced, and the said center line of West Liberty avenue; thence by double track in a

relocated position northeastwardly along West Liberty avenue 323 feet more or less to the beginning of a new ramp being constructed by the County of Allegheny; thence on said ramp and a new bridge across the west flank of West Liberty avenue by tangent and circular curve to the left of a distance of 420 feet more or less to a new roadbed prepared by Allegheny County along the westerly side of Dawn avenue; thence continuing by double track in a northerly direction by said curve and by tangent a distance of 337 feet more or less to points of connection with the tracks of the Mt. Washington Street Railway Company.

Section 2. West Liberty Street Railway Company, its successors, lessees and assigns, shall have the right and they are hereby authorized to construct, maintain, operate and use the track hereinbefore mentioned, and to operate cars thereon, and to use electricity as a motive power, and as a condition to the exercise of such right, to construct and erect, in conformity with plans approved by the Director of the Department of Public Works, and maintain and use on the aforesaid ramp, overhead structure and connecting right-of-way, such type of track construction, and including pavement surfacing of any portion thereof, lights, posts, poles and other supports, deemed by the said Director as necessary to safeguard the public, for the proper support and maintenance of an overhead system and for the operation of street railways upon the same terms and conditions, and for the same period, which West Liberty Street Railway Company is authorized to construct, maintain and operate its street railway tracks under the several ordinances hereinbefore referred to.

Section 3. Upon completion of the structure, approaches and all the foregoing facilities required to be constructed, erected and installed by said West Liberty Street Railway Company thereto in a manner satisfactory to the Director of the Department of Public Works of the City, and upon the placing thereon of the facilities of the West Liberty Street Railway Company, such Company, its successors, assigns,

or any Company operating street cars or other facilities by virtue of said franchise, shall forever after maintain the structure and approaches, including the stairway connecting therewith, from the surface of Dawn avenue, in a manner satisfactory to the Director of the Department of Public Works, so that at no time shall they be a hazard to the public streets underneath and adjoining said structure, approaches and stairway, or to the utilization of such streets, and shall erect, in a manner satisfactory to said Director, such warning signs or signal devices on the ramp approach to the structure on West Liberty avenue as to keep vehicular travel from entering upon the same, and shall forever afterwards relieve the City from any responsibility or liability for the maintenance and operation of the completed structure and approaches.

Section 4. This Ordinance shall be accepted by West Liberty Street Railway Company within sixty (60) days after its passage or approval by a certificate of acceptance of all the conditions and provisions thereof, the said certificate to be executed under the corporate seal of the Company, duly attested by the President or Vice President, and the Secretary or an Assistant Secretary thereof, and filed with the Controller of the City.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 6, 1939.

Approved March 13, 1939.

Ordinance Book 49, Page 575.

No. 132

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to enter into an agreement with The Pittsburgh and Western Railroad Company and The Baltimore and Ohio Railroad Company, providing for the purchase from the Railroad Companies

of certain land lying between Herr's Island Bridge and the Thirty-first Street Bridge; securing by the City of an overhead easement over the right-of-way of the Railroads; vacating River avenue between said bridges; outlining methods of construction of a viaduct to be erected between said bridges and the cost and maintenance thereof; protecting the right-of-way and property of the Railroads and indemnifying the Railroads from damages connected with the privileges accorded the City, and providing for payment of \$1,340.00 to the Railroads from Construction Account Bond Fund 136-20, Pa. Docket No. 2132.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works be, and they are hereby, authorized and directed to enter into an Agreement, for and on behalf of the City of Pittsburgh, with The Pittsburgh and Western Railroad Company and The Baltimore and Ohio Railroad Company, in manner and form as follows:*

ARTICLES OF AGREEMENT

MADE AND ENTERED INTO THIS..... day of 1939, by and between the CITY OF PITTSBURGH, a municipal corporation of the Commonwealth of Pennsylvania, acting by and through Cornelius D. Scully, Mayor, and Frank M. Roessing, Director of the Department of Public Works, party of the first part, hereinafter called the "City."

A N D

THE PITTSBURGH AND WESTERN RAILROAD COMPANY, a corporation created and existing under and by virtue of the laws of the Commonwealth of Pennsylvania, and THE BALTIMORE AND OHIO RAILROAD COMPANY, a corporation created and existing under and by virtue of the laws of the State of Maryland, operating the railroad of The Pittsburgh and Western Railroad Company, parties of the second part, hereinafter called the "Railroads."

W I T N E S S E T H :

WHEREAS, by authority of Ordinances No. 492, approved October 29, 1938, No.

590, approved December 20, 1938, and No. 597, approved December 22, 1938, the City approved and authorized the construction of a viaduct on the line of River avenue extended, to form a Bridge and the Thirty-first Street connection between Herr's Island Bridge in the Twenty-fourth Ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania; and,

WHEREAS, the Department of Public Works of the City has prepared plans and specifications covering the proposed construction, said plans and specifications being entitled, "Construction of River Avenue Viaduct between Herr's Island Bridge and 31st Street Bridge," P. W. A. Project No. PA. 2132-F; Drawings Nos. F-6108, F-6109 and F-6110; File No. CD-P15-F2, and file in the Division of Bridges and Structures, Bureau of Engineering, Department of Public Works of the City; and,

WHEREAS, The Pittsburgh and Western Railroad Company is the owner of portions of certain lots of ground in a plan of lots laid out by Benjamin Herr's heirs and on file in the Prothonotary's Office in a partition proceeding at No. 383 November Term, 1870, Court of Common Pleas No. 2 of Allegheny County, being the easterly portions of said lots on said plan lying northwardly from Bridge street in the City of Pittsburgh; and also, is the owner of certain rights and privileges under a grant from the City of Allegheny by virtue of an ordinance of said City, adopted December 21, 1877; and

WHEREAS, the proposed viaduct will occupy a part of the lots of The Pittsburgh and Western Railroad Company, and overhang a part of the right-of-way of the Railroads; and,

WHEREAS, the City is about to commence construction of the said viaduct above referred to, upon the line and at the elevation shown in the blueprints hereinbefore referred to, and under and by virtue of the authority contained in the ordinances hereinbefore recited, and according to the plans hereinbefore identified and referred to, on file in the office of the Department of Public Works; and,

WHEREAS, for the accomplishment of such improvement, the City has re-

quested of the Railroads the right to erect and maintain said structure over the lands of Railroads, and Railroads are willing to extend the privilege of such use for such viaduct and the necessary supporting pillars, without consideration other than as may be set forth in this agreement;

NOW, THEREFORE, IN CONSIDERATION OF THE MUTUAL UNDERTAKINGS OF THE PARTIES TO THIS AGREEMENT, SUCH PARTIES HEREBY AGREE AS FOLLOWS:

1 After the execution of this agreement, the Railroads agree to give, grant, bargain, sell and convey unto the City by quitclaim deed, in form approved by the City Solicitor, all the right, title and interest of the said Railroads of, in and to all that certain piece or parcel of land situate in the Twenty-fourth Ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, bounded and described as follows:

Beginning at a point in the joint property line of The Pittsburgh and Western Railroad Company and The Pennsylvania Railroad where said joint property line intersects the southerly right-of-way line of the 31st Street Bridge as defined in Public Service Commission Order, dated March 15, 1927, Docket No. 6902, said point of beginning being located by the following two courses from the west line of East Ohio street; First, South 57° East, along the center line of the 31st Street Bridge and extension thereof, a distance of one hundred thirty-two and 71/100 (132.71) feet, more or less, to the aforesaid joint property line; second, South 26° 13' West, along the said joint property line a distance of twenty-five and 18/100 (25.18) feet; thence along the aforesaid southerly right-of-way line of the 31st Street Bridge, South 57° East, twelve and 78/100 (12.78) feet to a point, thence by the following seven courses and distances along the foundation lines of the piers for the proposed viaduct:

First, North 27° 47' 53" East, ten and 54/100 (10.54) feet;

Second, South 57° East, Twenty-four and 10/100 (24.10) feet;

Third, South 26° 43' 19" West, ten

and 54/100 (10.54) feet to a point on the southerly right-of-way line of the 31st Street Bridge; Fourth, South 26° 43' 19" West, thirteen and 97/100 (13.97) feet; Fifth, South 27° 47' 53" West, twenty-one and 50/100 (21.50) feet;

Sixth, South 25° 20' 09" West, thirty and 3/100 (30.03) feet;

Seventh, South 27° 47' 53" West, one hundred thirty-one and 18/100 (131.18) feet, more or less, to the northerly line of the Herr's Island Bridge;

thence North 58° 11' West, thirty-three and 9/100 (33.09) feet to a point in the said joint property line, thence along the said joint property line, North 26° 13' East, one hundred ninety-seven and 78/100 (197.78) feet, more or less, to the point of beginning.

Containing within said boundaries one hundred sixty-six thousandths (0.166) acre of land, be the same more or less.

Railroads further agree to give, grant, bargain, sell and convey to the City an overhead easement over right-of-way, tracks and structures of Railroads, adjoining immediately eastward the piece or parcel of land described in the preceding paragraph, and described as follows:

Beginning at a point in the southerly right-of-way line of the 31st Street Bridge as defined in Public Service Commission Order dated March 15, 1927, Docket No. 6902, where said right-of-way line intersects the easterly line of property described in the preceding paragraph; thence along said southerly right-of-way line of the 31st Street Bridge, South 57° East, twelve and 25/100 (12.25) feet to a point; thence along the easterly line of the proposed viaduct, the following two courses: first, South 38° 19' 02" West, fifteen and 89/100 (15.89) feet to a point, second, South 27° 47' 53" West, one hundred eighty and 48/100 (180.48) feet, more or less, to the northerly line of the Herr's Island Bridge; thence North 58° 11' West, seven and 77/100 (7.77) feet to a point; thence North 27° 47' 53" East,

one hundred and thirty-one and 18/100 (131.18) feet, more or less, to a point; thence North 25° 20' 09" East, thirty and 3/100 (30.03) feet to a point; thence North 27° 47' 53" East, twenty-one and 50/100 (21.50) feet to a point; thence North 26° 43' 19" East, thirteen and 97/100 (13.97) feet to the point of beginning, the last four courses being along the easterly side of premises described in the preceding paragraph,

said aerial or overhead easement being required for the construction and maintenance of the proposed viaduct hereinbefore referred to.

2. City agrees to construct that portion of said viaduct for which the easement is granted in the preceding paragraph, over and above lands and rights-of-way of Railroads in accordance with the plans for the construction of said viaduct on file in the Department of Public Works, Bureau of Engineering, of the City of Pittsburgh, hereinbefore referred to; and further agrees that such general plans and specifications must meet with and bear the approval of the Chief Engineer of Railroads.

3. During the progress of the work to be performed by City, City agrees that duly authorized representatives of Railroads shall have free access thereto at all times, for the purposes of inspecting the material, workmanship and procedure employed on such structure.

If, in the opinion of Railroads' Chief Engineer, or his duly authorized representative, any portion of the work to be performed by City in connection with the construction over the easement hereinbefore granted, or any method of procedure used incident thereto, is such as to jeopardize the property, employees or agents of Railroads, City shall, upon the complaint of such Chief Engineer or such representative, make such replacement or changes as Railroads may deem essential to the protection of its interests as defined herein. In all questions which may arise concerning the use of any material, workmanship or procedure, the plans and specifications mentioned hereinabove shall control.

4. All work herein provided to be done by City over the easement here-

inbefore granted, shall be done in a manner satisfactory to Railroads' Chief Engineer or his duly authorized representative, and shall be performed at such times and in such manner as not to interfere unreasonably with the movement of trains or traffic upon Railroads' tracks. The City agrees to require its contractors to use all reasonable care and precaution to avoid accidents, damage or delay to, or interference with, Railroads' trains, structures or other property.

5. Railroads agree that City may construct supporting structures for its viaduct and foundation for such supporting structures, provided that, in the location of such supports, City shall afford and maintain minimum lateral and vertical clearances, as shown on plans for such temporary work to be submitted to and approved by the Chief Engineer of Railroads.

6. Railroads agree that City, in connection with constructing the piers supporting the viaduct, may enter upon the area described in the easement referred to above for the purpose of excavating in connection with such piers; but City agrees that its contractors, in making such necessary excavations, shall submit to Railroads' Chief Engineer before such excavations are started a plan showing in detail the method of sheeting and-or shoring which such contractors propose to use, and the contractors shall not perform such work until said plan has been approved by Railroads' Chief Engineer or his duly authorized representative. Likewise, if it should become necessary to use falsework in the construction of such supporting structures or in the erection of the superstructure of such viaduct, City agrees that its contractors shall prepare a detailed plan of such falsework so far as constructed upon or over the premises described in the easement above referred to, and to submit same to Railroads' Chief Engineer, or his duly authorized representative, for approval, and secure such approval before commencing work upon such falsework.

7. During the construction operations carried on by City or its contractors under this agreement, City agrees that Railroads may employ, during the

period of any encroachment whatsoever on the tracks or property of the Railroads, such watchmen, flagmen or operators as in the judgment of Railroads' officials are necessary properly to safeguard Railroads' operations. The cost of furnishing such watchmen, flagmen or operators (including in such cost wages, social security and railroad retirement taxes or charges), shall be paid by City's contractors, under the provisions of agreements which shall be negotiated between Railroads and City's contractors as the identity of such contractors may be determined; provided however that City shall, and it hereby agrees to, guarantee the payment of such cost to Railroads. City shall require its contractors to give forty-eight (48) hours' notice in writing to Railroads of intention to perform any work which will in any way encroach upon the tracks or property of the Railroads.

8. City agrees that it will require its contractors, upon completion of their work and before final payment is made, to remove from within the limits of railroads right-of-way all machinery, equipment, surplus materials, falsework, rubbish or temporary buildings, and other property of such contractors, and leave the right-of-way of Railroads in a condition satisfactory to Railroads' Chief Engineer or his duly authorized representative.

9. City agrees that, under those conditions where City is obligated to reimburse Railroads for any cost or expense set forth in this agreement, such reimbursement shall be made within thirty (30) days from the presentation of a bill therefor by Railroads. In those circumstances where City guarantees the payment of cost or expense by its contractors, City agrees that, should payment not be made by such contractors within thirty (30) days after the presentation of a bill therefor, City, upon fifteen (15) days' notice from Railroads, after expiration of said thirty-day period, will withhold from the contractor, payments in double the amount of such billing until receipt of satisfactory evidence of the adjustment and payment of the bill or bills. Railroads shall file with City a duplicate copy of such bill, or bills, presented to contractors at the time same is

filed with the contractors. It is further agreed that City will not make its final settlement with the contractors until it has received assurance from Railroads of the payment of all claims due Railroads from the contractors.

10. City agrees that the contractor or any sub-contractor, before crossing over or encroaching upon the right-of-way or property of Railroads, including the portion of the property over which the easement is granted as hereinbefore described, shall make proper arrangements with Railroads' officials for permission so to do, and shall not enter upon such premises or property of Railroads until arrangements satisfactory to Railroads have been made.

11. City agrees to assume and protect, indemnify and save harmless Railroads from and against all loss, cost, damage or expense, or claims therefor, for injury to or death of persons, whether employees of City or of Railroads or otherwise, and for damage to any property of Railroads or otherwise (excepting only claims arising from the negligence of employees of Railroads) in any manner due to, arising out of, or connected with, the exercise of the privileges accorded City and its contractors under this agreement; said privileges being the easement over the right of way of Railroads, and the right of entry on the right of way of the Railroads in connection with the construction or maintenance of the said viaduct.

12. City agrees that Railroads shall be kept free and clear of any cost or expense for the construction or maintenance of the improvement hereinbefore described.

13. The City agrees properly to maintain the overhead structure on the easement hereinbefore described, in a proper and safe condition; and Railroads agree that City, by its proper contractors or employees, may enter upon the property covered by said easement and upon other adjacent property of the Railroads in order to properly protect and maintain said premises, provided that Railroads be given due notice of any intention to so enter upon said property and that Railroads be furnished with plans or such information as they desire in connection therewith, and the manner of conducting said

work and clearances maintained shall first have the approval of the Chief Engineering of Railroads or his duly authorized representative.

14. Upon delivery of the quitclaim deed of Railroads and grant of the easement hereinbefore agreed to be executed and delivered on the part of Railroads, City agrees to pay to Railroads the total of One Thousand Three Hundred and Forty Dollars (\$1,340.00).

The City agrees to vacate River avenue (formerly Bank lane) from the east (north) line of Bridge street to a point about one hundred and three (103.0) feet east (north) of the Thirty-first Street Bridge, said point being at the east (north) line of the partition plan of the estate of Benjamin Herr, at No. 383 November Term, 1870, Court of Common Pleas No. 2, Partition Docket No. 1. The intent of this paragraph is that the City will vacate any street or part of a street now encompassed by the above-described boundaries.

This Agreement is made subject to the approval of the Pennsylvania Public Utility Commission.

IN WITNESS WHEREOF, the parties hereto, acting through their officials duly authorized as set forth in the premises, have set their hands and seals to this Agreement in triplicate, the day and year first above written.

Attest:

THE PITTSBURGH AND WESTERN
RAILROAD COMPANY

By _____
Vice-President.

Secretary.

THE BALTIMORE AND OHIO
RAILROAD COMPANY

By _____
Vice-President.

Secretary.

CITY OF PITTSBURGH

By _____
Mayor.

Secretary to Mayor.

By _____
Director of Dept. of Public Works.

This Contract Approved as to Form:
Countersigned:

City Controller.

City Solicitor.

Section 2. The total sum of One Thousand Three Hundred and Forty Dollars (\$1,340.00) to be paid the Railroads, pursuant to Article 14 of the Ordinance, is hereby made chargeable to and payable from Construction Account Bond Fund 136-20, Pa. Docket No. 2132.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 6, 1939.

Approved March 13, 1939.

Ordinance Book 49, Page 577.

No. 133

AN ORDINANCE—Supplementing Section 30, Department of Lands and Buildings, and Section 69, Bureau of Water, Distribution Division of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 30, Department of Lands and Buildings, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939, be supplemented by adding thereto

Lease and Time Clerk.....
\$1,500.00 per annum.

And that Section 69, Bureau of Water, Distribution Division, of said ordinance, be supplemented by adding thereto
Meter Shop Clerk....\$135.00 per month

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 13, 1939.

Approved March 17, 1939.

Ordinance Book 49, Page 583.

No. 134

AN ORDINANCE—Authorizing and directing the issue and sale of short-term promissory notes of the City of Pittsburgh, in the amount of \$1,500,000.00 to provide funds to pay the City's share of the cost of General Public Improvements in conjunction with Public Works Administration and providing for the redemption of said promissory notes and the payment of interest thereon.

WHEREAS, the corporate authorities of the City of Pittsburgh by Ordinance duly enacted by the Council thereof, and approved by the Mayor thereof on June 22, 1938, and duly recorded and published as required by law, signified their desire that the indebtedness of said City be increased in the sum of Eight Million Dollars (\$8,000,000.00) for the purposes prescribed in the following ordinance and provided that the question of increasing the indebtedness in said amount for said purposes be submitted to a vote of the Electors of said City at an election held on Tuesday, August 2, 1938, and

WHEREAS, after due legal notice, said election was held and conducted as required by law and a majority of the Electors who voted at said election, voted in favor of said increase of indebtedness and the vote was duly counted by the Court of Quarter Sessions as required by law and the Clerk of Quarter Sessions made a record thereof, and a certified copy of such record, under seal showing the result, was furnished as required by law to the corporate authorities of the City of Pittsburgh and the same has been placed of record upon the minutes thereof, and

WHEREAS, the sum of \$1,500,000.00

or so much thereof as may be necessary is required to pay the City's share of the cost of General Public Improvements in conjunction with Public Works Administration, Now Therefore.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the proper officers of the city are hereby authorized and directed to issue and sell promissory notes of the City of Pittsburgh in the principal sum of One Million Five Hundred Thousand Dollars (\$1,500,000.00), to provide funds to pay the City's share of the cost of General Public Improvements in conjunction with Public Works Administration. The said promissory notes shall be dated as of the 1st day of March 1939, and shall be payable on the 1st day of September 1939. Said notes shall bear interest at a rate of not less than one-quarter of one per centum ($\frac{1}{4}\%$) per annum, and not exceeding two and one-half ($2\frac{1}{2}\%$) per centum per annum, to be determined by the acceptance of a bid submitted in accordance with public advertisement, as hereinafter provided, payable semi-annually during the term of said notes from the date thereof, without deduction for any taxes which may be levied thereon or on the debt secured thereby by the Commonwealth of Pennsylvania, except succession or inheritance taxes, pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said notes shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City.

Section 2. The sale of promissory notes of the City of Pittsburgh in the aggregate principal sum of \$1,500,000.00 to be issued for the purposes aforesaid, which notes shall be issued in amounts of \$50,000.00, shall be advertised once in at least two newspapers of general circulation in the City of Pittsburgh which advertisement shall provide that bids for said notes will be received at the rates of interest of not less than one-quarter ($\frac{1}{4}\%$) per centum per annum and not more than two and one-half ($2\frac{1}{2}\%$) per centum per annum, payable semi annually, and said

work and clearances maintained shall first have the approval of the Chief Engineering of Railroads or his duly authorized representative.

14. Upon delivery of the quitclaim deed of Railroads and grant of the easement hereinbefore agreed to be executed and delivered on the part of Railroads, City agrees to pay to Railroads the total of One Thousand Three Hundred and Forty Dollars (\$1,340.00).

The City agrees to vacate River avenue (formerly Bank lane) from the east (north) line of Bridge street to a point about one hundred and three (103.0) feet east (north) of the Thirty-first Street Bridge, said point being at the east (north) line of the partition plan of the estate of Benjamin Herr, at No. 383 November Term, 1870, Court of Common Pleas No. 2, Partition Docket No. 1. The intent of this paragraph is that the City will vacate any street or part of a street now encompassed by the above-described boundaries.

This Agreement is made subject to the approval of the Pennsylvania Public Utility Commission.

IN WITNESS WHEREOF, the parties hereto, acting through their officials duly authorized as set forth in the premises, have set their hands and seals to this Agreement in triplicate, the day and year first above written.

Attest:

THE PITTSBURGH AND WESTERN
RAILROAD COMPANY

By _____
Vice-President.

Secretary.

THE BALTIMORE AND OHIO
RAILROAD COMPANY

By _____
Vice-President.

Secretary.

CITY OF PITTSBURGH

By _____
Mayor.

Secretary to Mayor.

By _____
Director of Dept. of Public Works.

This Contract Approved as to Form:
Countersigned:

City Controller.

City Solicitor.

Section 2. The total sum of One Thousand Three Hundred and Forty Dollars (\$1,340.00) to be paid the Railroads, pursuant to Article 14 of the Ordinance, is hereby made chargeable to and payable from Construction Account Bond Fund 136-20, Pa. Docket No. 2132.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 6, 1939.

Approved March 13, 1939.

Ordinance Book 49, Page 577.

No. 133

AN ORDINANCE—Supplementing Section 30, Department of Lands and Buildings, and Section 69, Bureau of Water, Distribution Division of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 30, Department of Lands and Buildings, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939, be supplemented by adding thereto

Lease and Time Clerk.....
\$1,500.00 per annum.

An that Section 69, Bureau of Water, Distribution Division, of said ordinance, be supplemented by adding thereto
Meter Shop Clerk---\$135.00 per month

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 13, 1939.

Approved March 17, 1939.

Ordinance Book 49, Page 583.

No. 134

AN ORDINANCE—Authorizing and directing the issue and sale of short-term promissory notes of the City of Pittsburgh, in the amount of \$1,500,000.00 to provide funds to pay the City's share of the cost of General Public Improvements in conjunction with Public Works Administration and providing for the redemption of said promissory notes and the payment of interest thereon.

WHEREAS, the corporate authorities of the City of Pittsburgh by Ordinance duly enacted by the Council thereof, and approved by the Mayor thereof on June 22, 1938, and duly recorded and published as required by law, signified their desire that the indebtedness of said City be increased in the sum of Eight Million Dollars (\$8,000,000.00) for the purposes prescribed in the following ordinance and provided that the question of increasing the indebtedness in said amount for said purposes be submitted to a vote of the Electors of said City at an election held on Tuesday, August 2, 1938, and

WHEREAS, after due legal notice, said election was held and conducted as required by law and a majority of the Electors who voted at said election, voted in favor of said increase of indebtedness and the vote was duly counted by the Court of Quarter Sessions as required by law and the Clerk of Quarter Sessions made a record thereof, and a certified copy of such record, under seal showing the result, was furnished as required by law to the corporate authorities of the City of Pittsburgh and the same has been placed of record upon the minutes thereof, and

WHEREAS, the sum of \$1,500,000.00

or so much thereof as may be necessary is required to pay the City's share of the cost of General Public Improvements in conjunction with Public Works Administration, Now Therefore.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the proper officers of the city are hereby authorized and directed to issue and sell promissory notes of the City of Pittsburgh in the principal sum of One Million Five Hundred Thousand Dollars (\$1,500,000.00), to provide funds to pay the City's share of the cost of General Public Improvements in conjunction with Public Works Administration. The said promissory notes shall be dated as of the 1st day of March 1939, and shall be payable on the 1st day of September 1939. Said notes shall bear interest at a rate of not less than one-quarter of one percentum ($\frac{1}{4}\%$) per annum, and not exceeding two and one-half ($2\frac{1}{2}\%$) per centum per annum, to be determined by the acceptance of a bid submitted in accordance with public advertisement, as hereinafter provided, payable semi-annually during the term of said notes from the date thereof, without deduction for any taxes which may be levied thereon or on the debt secured thereby by the Commonwealth of Pennsylvania, except succession or inheritance taxes, pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said notes shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City.

Section 2. The sale of promissory notes of the City of Pittsburgh in the aggregate principal sum of \$1,500,000.00 to be issued for the purposes aforesaid, which notes shall be issued in amounts of \$50,000.00, shall be advertised once in at least two newspapers of general circulation in the City of Pittsburgh which advertisement shall provide that bids for said notes will be received at the rates of interest of not less than one-quarter ($\frac{1}{4}\%$) per centum per annum and not more than two and one-half ($2\frac{1}{2}\%$) per centum per annum, payable semi annually, and said

notes shall be sold by the Mayor and the City Controller not earlier than the third calendar business day following said advertisement, as provided by law, to the highest responsible bidder who shall offer to purchase the same at the lowest interest rate at which a bid or bids are received; provided, however, that the notes shall be sold at not less than the face value thereof and accrued interest.

Section 3. There is hereby levied and assessed upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, a tax for the year 1939 sufficient to pay the said notes at maturity, with interest and state tax thereon. There is hereby appropriated out of the general funds of the City a sum sufficient to pay the interest to be due and payable under the terms of said notes. The indebtedness evidenced by said notes may be funded at maturity by the issuance of bonds, pursuant to law, and in said event the tax herein levied shall thenceforth be inoperative.

Section 4. That the said notes shall, by the authority of this ordinance and the Act of Assembly authorizing the same, be entitled to all the rights, privileges and immunities thereof, and shall be free from tax, as aforesaid, and for the payment of the principal thereof and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of the City of Pittsburgh are hereby pledged.

Section 5. That said notes shall be executed in the name of the City of Pittsburgh by the Mayor and countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh. In case of the absence or disability of either of such officials, or of their refusal to act, the notes shall be signed by the city official authorized by law or by resolution of Council to act in his place. The form of the notes to be used in pursuance of this ordinance shall be substantially as follows:

\$50,000.00

Pittsburgh, Pennsylvania.

-----, 1939
On ----- 1939, the City

of Pittsburgh, Pennsylvania, promises to pay to the order of -----
-----, legal representatives or assigns, the sum of Fifty Thousand Dollars (\$50,000.00), lawful money of the United States, with interest thereon at the rate of ----- per centum (%) per annum from the date hereof, the interest being payable semi-annually on the ----- day of ----- and ----- during the term hereof.

Both principal and interest are payable at the office of the Treasurer of the City of Pittsburgh, Pennsylvania.

These notes are issued by the City of Pittsburgh, Pennsylvania, for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act authorizing cities of the second class to issue and sell short-term promissory notes," approved July 12, 1935, P. L. 722; and in pursuance of an ordinance of the City of Pittsburgh duly enacted, recorded and published in the manner required by law; and constitutes a general obligation of the City of Pittsburgh, Pennsylvania, and for the true and faithful payment of the principal hereof, together with the interest and state tax thereon, as herein provided, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

The interest hereon shall be payable without deduction for any taxes which may be levied upon these notes or on the debt secured thereby, by the Commonwealth of Pennsylvania, except succession or inheritance taxes, pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh.

These notes are transferable only on the books of the said City Treasurer.
Countersigned:

City Controller.

CITY OF PITTSBURGH

By -----

Mayor.

(Seal of the City of Pittsburgh)

Registered this ----- day of -----, A. D. 19-----

at the office of the City Treasurer of the City of Pittsburgh, Pennsylvania.

Treasurer.

Section 6. That the proper officers of the City are hereby directed to prepare and file in the Court of Quarter Sessions of Allegheny County, Pennsylvania, a statement in the manner and form required by law in connection with this indebtedness.

Section 7. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 13, 1939.

Approved March 17, 1939.

Ordinance Book, 49, Page 584.

No. 135

AN ORDINANCE—Authorizing and directing the issue and sale of short-term promissory notes of the City of Pittsburgh, amounting to \$350,000.00 to provide funds to pay the City's share of the cost of General Public Improvements carried out by the Department of Public Works and providing for the redemption of said promissory notes and the payment of interest thereon.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the proper officers of the city are hereby authorized and directed to issue and sell promissory notes of the City of Pittsburgh in the principal sum of Three Hundred Fifty Thousand, and no/100 (\$350,000.00) Dollars, to provide funds to pay the City's share of the cost of General Public Improvements to be carried out by the Department of Public Works. The said promissory notes shall be dated as of the 1st day of March 1939, and shall be payable on the 1st day of September 1939. Said notes shall bear interest at a rate of not less than one-quarter ($\frac{1}{4}\%$) per centum per annum and not exceeding two and one-half ($2\frac{1}{2}\%$) per centum per annum to be determined by

the acceptance of a bid submitted in accordance with public advertisement, as hereinafter provided, payable semi-annually during the term of said notes from the date thereof, without deduction for any taxes which may be levied thereon or on the debt secured thereby by the Commonwealth of Pennsylvania, except succession or inheritance taxes, pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said notes shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City.

Section 2. The sale of said promissory notes in the aggregate principal sum of \$350,000.00 to be issued for purposes aforesaid, which notes shall be issued in amounts of \$50,000.00 each, shall be advertised once in at least two newspapers of general circulation in the City of Pittsburgh, which advertisement shall provide that bids for said notes will be received at the rates of interest of not less than one-quarter ($\frac{1}{4}\%$) per centum per annum and not more than two and one-half ($2\frac{1}{2}\%$) per centum per annum, payable semi-annually, and said notes shall be sold by the Mayor and the City Controller not earlier than the third calendar business day following said advertisement, as provided by law, to the highest responsible bidder who shall offer to purchase the same at the lowest interest rate at which a bid or bids are received; provided, however, that the notes shall be sold at not less than the face value thereof and accrued interest.

Section 3. There is hereby levied and assessed upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for city purposes, a tax for the year 1939 sufficient to pay the said notes at maturity, with interest and State tax thereon. There is hereby appropriated out of the general funds of the city a sum sufficient to pay the interest to be due and payable under the terms of said notes. The indebtedness evidenced by said notes may be funded at maturity by the issuance of bonds, pursuant to law, and in said event the tax herein levied shall thenceforth be inoperative.

Section 4. That the said notes shall, by the authority of this ordinance and the Act of Assembly authorizing the same, be entitled to all the rights, privileges and immunities thereof, and shall be free from tax, as aforesaid, and for the payment of the principal thereof and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of the City of Pittsburgh are hereby pledged.

Section 5. That said notes shall be executed in the name of the City of Pittsburgh by the Mayor and countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh. In case of the absence or disability of either of such officials, or of their refusal to act, the notes shall be signed by the city official authorized by law or by resolution of Council to act in his place. The form of the notes to be used in pursuance of this ordinance shall be substantially as follows:

\$50,000.00

Pittsburgh, Pennsylvania

On -----

1939, the City of Pittsburgh, Pennsylvania, promises to pay to the order of ----- legal representatives or assigns, the sum of Fifty Thousand Dollars (\$50,000.00) lawful money of the United States, with interest thereon at the rate of ----- per centum (%) per annum from the date hereof, the interest being payable semi-annually on the ----- day of -----

and ----- during the term hereof. Both principal and interest are payable at the office of the Treasurer of the City of Pittsburgh, Pennsylvania.

This note is issued by the City of Pittsburgh, Pennsylvania, for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act authorizing cities of the second class to issue and sell short-term promissory notes," approved July 12, 1935, P. L. 722; and in pursuance of an ordinance of the City of Pittsburgh duly enacted, recorded

and published in the manner required by law; and constitutes a general obligation of the City of Pittsburgh, Pennsylvania, and for the true and faithful payment of the principal hereof together with the interest and State tax hereon, as herein provided, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

The interest hereon shall be payable without deduction for any taxes which may be levied upon this note or on the debt secured hereby, by the Commonwealth of Pennsylvania, except succession or inheritance taxes, pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh.

This note is transferable only on the books of the said City Treasurer.

CITY OF PITTSBURGH

Countersigned:

City Controller.

By ----- Mayor.

(Seal of the City of Pittsburgh)

Registered this ----- day

of ----- A. D. 19----- at the office of the City Treasurer of the City of Pittsburgh, Pennsylvania.

Treasurer.

Section 6. That the proper officers of the City are hereby directed to prepare and file in the Court of Quarter Sessions of Allegheny County, Pennsylvania, a statement in the manner and form required by law in connection with this indebtedness.

Section 7. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 13, 1939.

Approved March 17, 1939.

Ordinance Book 49, Page 586.

No. 136

AN ORDINANCE—Amending Ordinance

No. 74, approved February 21, 1939, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$386,000.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, from the proceeds of Grants of Funds of the Government of the United States."

Section 1. *Be it ordained and enacted*

The portion of Section 1 which reads as follows:

"the proceeds derived from Grants of Funds of the Government of the United States"

shall be changed to read:

"Bond Fund 136, Public Works Improvement Notes, 1938"

The amounts stipulated in the Item—Docket No. Pa. 1970, which reads:

"110,000.00 ----- 110,000.00"

shall be changed respectively to read:

"160,000.00 ----- 160,000.00"

The following lines shall be added:

Docket No.	Construction Cost	Engineering and Other Necessary Expenses	Total
1590 Sewerage systems in Four Mile Run, Negley Run Drainage Basins, Homewood Avenue and Fifth Avenue -----	\$ 85,000.00	\$10,000.00	\$ 95,000.00
1599 Retaining Walls and Concrete Steps..	8,000.00	-----	8,000.00
1600 10 Field Houses in Playgrounds and 2 Comfort Stations in Parks -----	4,000.00	-----	4,000.00
1601 Lanpher Main Reinforcement -----	4,000.00	-----	4,000.00
1612 Bleachers and Field Houses in 4 Playgrounds -----	23,000.00	2,000.00	25,000.00
1633 Bath and Field Houses in Magee and Cowley Goettman Playgrounds-----	51,000.00	4,000.00	55,000.00
2132 Mission Street Bridges Reconstruction and River Avenue Viaduct -----	80,000.00	5,000.00	85,000.00"

The line which reads:

"TOTALS ----- \$378,000.00 \$ 8,000.00 \$386,000.00"

shall be changed to read:

"TOTALS ----- \$683,000.00 \$29,000.00" \$712,000.00"

The portion of the title of said ordinance which reads as follows: \$386,000.00 shall be changed to read: \$712,000.00."

and the portion thereof which reads:

"the proceeds of Grants of Funds of the Government of the United States"

shall be changed to read:

"Bond Fund 136, Public Works Improvement Notes, 1938"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 13, 1939.

Approved March 22, 1939.

Ordinance Book 49, Page 589

No. 137

AN ORDINANCE—Amending Section I of Ordinance No. 75, approved February 21, 1939, entitled "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and*

The line which reads as follows:

"1970 Columbus Avenue Drainage Basin—Section II—from a point on Brightridge Street, 60' southwest of Charles Street to a point on Adams Street, about 150' east of Fulton Street, as located by Ordinance -----\$175,000.00"

shall be changed to read:

"1970 Columbus Avenue Drainage Basin—Section II—from a point on Brightridge Street, 60' southwest of Charles Street to a point on Adams Street, about 150' east of Fulton Street, as located by Ordinance -----\$225,000.00"

By the addition of the following items:

PWA

Docket Construction of Relief Sewers

1590 Negley Run Drainage Basin—Section II—on Hamilton Avenue and Dahlem Street with a branch sewer on Prince Street, Dundee Way and Collins Avenue -----\$225,000.00

P. W. A. DOCKET IMPROVEMENT OF PARKS AND PLAYGROUNDS

1634 Ammon Playground—Swimming Pool and Bath House—For piling, walls, foundations and drainage ----- 50,000.00

1612 Moore Playground—Field House ----- 23,000.00

1633 Cowley-Goettman Playground—Bath and Field House ----- 95,000.00

CONSTRUCTION AND RECONSTRUCTION OF BRIDGES AND VIADUCTS

2132 River Avenue Viaduct—Superstructure ----- 80,000.00

2015 Corliss Station Bridge—Foundations and Walls ----- 25,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 13, 1939.

Approved March 22, 1939.

Ordinance Book 49, Page 590.

enacted by the authority of the same, That Section I of Ordinance No. 75, approved February 21, 1939, entitled "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor," shall be amended in the following manner:

The line opposite Pa. Docket No. 2193 which reads:

"Chartiers Avenue, from Bucyrus Street to Corliss Street—\$150,000.00" shall be deleted.

in Code Account No. 1147, Salaries, Regular Employees, for the payment of Wages, Regular Employees, Carnegie Free Library of Allegheny, to be designated Code Account No. 1147-1.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the sum of \$765.00 shall be and the same is hereby appropriated and set aside in Code Account No. 1147, Salaries, Regular Employees, for the payment of Wages, Regular Employees, Carnegie

No. 138

AN ORDINANCE—Appropriating and setting aside the sum of \$765.00,

Free Library of Allegheny, to be designated Code Account No. 1147-1.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 13, 1939.

Approved March 22, 1939.

Ordinance Book 49, Page 591.

No. 139

AN ORDINANCE—Appropriating and setting aside the sum of Seven Hundred Fifty (\$750.00) Dollars in Code Account No. 1151, for the purchase of materials, Carnegie Free Library of Allegheny, to be designated Code Account No. 1151-D.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of Seven Hundred Fifty (\$750.00) Dollars shall be and the same is hereby appropriated and set aside in Code Account No. 1151 for the purchase of materials, Carnegie Free Library of Allegheny, to be designated as Code Account No. 1151-D.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 13, 1939.

Approved March 22, 1939.

Ordinance Book 49, Page 592.

No. 140

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Lands and Buildings to enter into a lease with the Union Trust Company, agent for the heirs of Christopher Magee, for property at No. 38 Tunnel Street, used as a stable for horses for the Bureau of Police.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby authorized and directed to enter into a written lease with the Union Trust Company, agent for the heirs of Christopher Magee, leasing property at No. 38 Tunnel Street, now used to stable horses for the Bureau of Police, to the City of Pittsburgh for a term of one year beginning April 1, 1939, and ending March 31, 1940, at a rental of 5% of the assessed value of the land, and all taxes, assessments and municipal charges of whatsoever kind assessed or charged during the said term on the premises herein leased, on the building erected thereon or to be erected. All other terms and covenants of the said lease shall be the same as those contained in present lease of the City for the said property which expires March 31, 1939, and such other provisions as may be approved as to form and deemed necessary and proper by the City Solicitor.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 13, 1939.

Approved March 22, 1939.

Ordinance Book 49, Page 592.

No. 141

AN ORDINANCE — Authorizing the leasing by the City of Pittsburgh from the Haller Baking Company of certain property located at 414-420 Bausman Street, Thirtieth Ward, City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works, are hereby authorized and directed to enter into a lease in form approved by the City*

Solicitor with the Haller Baking Company for rental of property for use of Bureau of Highways and Sewers, Department of Public Works, described as follows:

One two story brick garage and storage building known as the Knoxville Building of the Haller Baking Company located at 414-420 Bausman Street in the 30th Ward, City of Pittsburgh, approximate dimensions of which are ground floor garage—80 feet 3 inches by 60 feet 8 inches first floor offices and storage room 80 feet 3 inches by 60 feet inches and second floor offices and employes room 44 feet 3 inches by 20 feet covering in all 10,615 square feet more or less.

Section 2. Said lease shall be for a period of three (3) years commencing on May 1, 1939 and expiring the 30th day of April, 1942, at a yearly rental of \$2,400, payable in advance in amount of \$600 for each three months' period commencing on the effective date of the lease and chargeable to Code Account No. 1614, plus payment by the City of Pittsburgh of water rent which may be assessed against the premises during the term of the lease.

Section 3. The form of said lease shall be approved by the City Solicitor and further the City of Pittsburgh shall have the right of renewal for a period of three (3) years from the expiration date of the lease.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 13, 1939.

Approved March 22, 1939.

Ordinance Book 49, Page 593.

No. 142

AN ORDINANCE—Providing for contracts for plumbing work at shelter house buildings in Riverview, McBride, West and Highland Parks, and for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council*

assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be, and they are hereby authorized and directed to advertise for proposals and to award and enter into contracts for plumbing work at shelter houses in Riverview, McBride, West and Highland Parks, in accordance with the laws and ordinances governing said City, in an amount not exceeding the sum of Four Thousand Five Hundred (\$4,500.00) Dollars, chargeable to and payable from Bond Fund 131-17.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 13, 1939.

Approved March 22, 1939.

Ordinance Book 49, Page 593.

No. 143

AN ORDINANCE — Providing for a contract or contracts to be carried out as a Federal Emergency Administration of Public Works project for the grading, regrading, paving, repaving, curbing, recurbing, widening and otherwise improving of Chartiers Avenue from Bucyrus street to Corliss street, including construction of sub-surface drains on the properties of Agnes Roth, M. A. Coulson and Stanislaus A. Godlewski, as shown on Plan, Accession No. C-1743, on file in the Bureau of Engineering, and providing for the payment of the cost thereof from funds otherwise appropriated therefor; also providing for the adjudication of damages occasioned by the construction of said sub-surface drains and for payment of the cost and expense thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for*

the grading, regrading, paving, repaving, curbing, recurbing, widening and otherwise improving of Chartiers avenue from Bucyrus street to Corliss street, including the construction of sub-surface drains on the properties of Agnes Roth, M. A. Coulson and Stanislaus A. Godlewski, as shown on Plan, Accession No. C-1743, on file in the Bureau of Engineering, in accordance with the laws and ordinances governing said City, with financial aid from the Federal Emergency Administration of Public Works for an amount not exceeding ONE HUNDRED FIFTY THOUSAND (\$150,000.00) DOLLARS, chargeable to and payable from P. W. A. Docket Pa No. 2193.

Section 2. Damages occasioned by the construction of said sub-surface drains shall be adjudicated in accordance with law and the cost and expense so occasioned are hereby made chargeable to and payable from the Construction Fund designated as Pa. Docket No. 2193.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 13, 1939.

Approved March 22, 1939.

Ordinance Book 49, Page 594.

No. 144

✓ AN ORDINANCE—Amending Section 1 of Ordinance No. 388, approved August 22, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works Projects for certain improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor," as amended and supplemented.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council*

assembled, and it is hereby ordained and enacted by the authority of the same, That Section 1 of Ordinance No. 388, approved August 22, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works Projects for certain improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor," as amended and supplemented shall be amended in the following manner:

The line which reads;

1601 Lanpher Rising Main Encasement -----\$86,000.00

shall be changed to read;

1601 Lanpher Rising Main Encasement -----\$90,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 13, 1939.

Approved March 22, 1939.

Ordinance Book 49, Page 595.

No. 145

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Health to carry out and complete, in conjunction with the Federal Works Progress Administration, the painting and repairs to the Tuberculosis Hospital Buildings; providing for the performance of such work as may not be assumed by the Federal Works Progress Administration, and for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Health be and they are hereby authorized and directed to*

carry out and complete the painting and repairs to the Tuberculosis Hospital Buildings in conjunction with the Federal Works Progress Administration.

Section 2. That the Mayor and the Director of the Department of Public Health be and they are hereby authorized and directed to make application to the Federal Works Progress Administration as may be required for the performance of said work.

Section 3. The Director of the Department of Public Health be and he is hereby authorized and directed to requisition the purchase of supplies, materials, tools and equipment by the Director of Supplies, to rent tools and equipment and to pay for engineering, supervisory and clerical expenses, minor repairs, miscellaneous services, rented space and all such costs where the same are not borne by the Federal Works Progress Administration, all as may be necessary for the proper performance of such work.

Section 4. That the cost of work and services required to be performed by the City of Pittsburgh shall be and the same is hereby made chargeable against the fund to be provided therefor, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said fund for the payment of said cost and expense.

Section 5. That the City Controller be and he is hereby authorized and directed to sign the application for this project and the funds will be made available when needed.

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 13, 1939.

Approved March 22, 1939.

Ordinance Book 49, Page 596.

No. 146

AN ORDINANCE—Waiving and modifying certain conditions of an Agreement between the City of Pitts-

burgh and the Aspinwall-Delafield Company, entered into by virtue of Ordinance No. 769, approved December 1st, 1927, to furnish the residents of a portion of O'Hara Township, adjacent to the Borough of Aspinwall, and the Filtration Plant of the City of Pittsburgh, Allegheny County, with water for domestic purposes through water lines constructed by the Aspinwall-Delafield Company;

WHEREAS, The Fox Chapel Authority, a corporation formed under the Municipal Authorities Act of 1935, P. L. 463, as amended, intends to acquire the water plant, by which the said Aspinwall-Delafield Company, or its assignee, Delafield Water Company, supplied residents of O'Hara Township and other municipalities; and

WHEREAS, In order to legally complete the above mentioned transaction, the Aspinwall-Delafield Company and the Delafield Water Company request that the City of Pittsburgh waive or modify certain stipulations in said contract; therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the City of Pittsburgh hereby waives the provision of the aforesaid contract between the City of Pittsburgh and the Aspinwall-Delafield Company and its assignee, requiring one year's notice to be given for the termination of said contract; and that instead of one year's notice, said contract may be wholly terminated by the Aspinwall-Delafield Company, or its assignee, the Delafield Water Company, at any time after the first day of July, 1939, upon fifteen (15) days' notice by the Aspinwall-Delafield Company, or its assignee, the Delafield Water Company, to the Director of the Department of Public Works of the City of Pittsburgh.

Section 2. That the provisions in Section 8 of the above mentioned contract whereby, under certain conditions, the City of Pittsburgh is given the privilege of acquiring the water plant of the Aspinwall-Delafield Company, or its assignee, the Delafield Water Company, at actual cost or reproduction cost, less 1% depreciation for each year

of the life of the water lines, is hereby waived and set aside.

Section 3. No liability or expense shall attach to the City of Pittsburgh by reason of the severance of water pipe connections; and the six inch iron water pipe which the Aspinwall Delafield Company laid, extending over property owned by the City of Pittsburgh, shall at the final cancellation of the contract of 1927 be abandoned in place.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same effects this ordinance.

Passed March 13, 1939.

Approved March 22, 1939.

Ordinance Book 49, Page 596.

No. 147

AN ORDINANCE—Amending and supplementing Ordinance No. 26, approved January 21, 1939, entitled: "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works, for and on behalf of the City of Pittsburgh, to enter into an agreement with the Wichert Continuous Bridge Corporation to permit the use, by the City, of the Wichert Patents in the design and construction of the Wilmot Street Bridge, and reciting the terms thereof."

WHEREAS, it has been found advantageous for the City to pay license fee herein described direct, rather than including the same for payment in the Contract, together with other changes in the conditions authorized by said Ordinance No. 26, Series 1939; therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Ordinance No. 26, approved January 21, 1939, entitled: "An Ordinance authorizing and directing the Mayor and the Director of Public Works, for and on behalf of the City of Pittsburgh, to*

enter into an agreement with the Wichert Continuous Bridge Corporation to permit the use, by the City, of the Wichert Patents in the design and construction of the Wilmot Street Bridge, and reciting the terms thereof," shall be amended and supplemented as follows:

That Article 2 of Section 1, which now reads:

"2. The City will cause to be paid the Corporation the sum of Twelve Thousand Five Hundred Dollars (\$12,500.00) by inserting the following paragraph in the contract requirements for the superstructure of the Wilmot Street Bridge:

The successful bidder shall pay to the Wichert Continuous Bridge Corporation a license fee of Twelve Thousand Five Hundred Dollars (\$12,500.00) in the following manner:
\$9,000.00 within 30 days after the contract is fully executed.

\$3,500.00 within 30 days after the shop drawings are approved.

The Contractor shall be reimbursed for these payments on his current estimates following his certification that these payments have been made," shall be amended to read:

"2. The City will pay the Corporation the sum of Twelve Thousand Five Hundred Dollars (\$12,500.00) in the following manner:

\$9,000.00 within 30 days after the contract for the superstructure is fully executed.

\$3,500.00 within 30 days after the shop drawings for the superstructure are approved."

That Article 3 which now reads:

"3. The Corporation shall hold the City harmless and free from all claims, expenses and damages due to infringement of patent rights, and compensation for the same is included in the payments made as recited in Paragraph 2," shall be amended to read:

"3. The Corporation shall hold the City and its Contractor harmless and free from all claims, expenses and damages due to infringement of patent rights, and this agreement shall remain in force during the entire life of the patents."

That Section 2 shall become Section 3.

That Section 2 shall be inserted, reading as follows:

"Payments, not exceeding the total sum of Twelve Thousand Five Hundred Dollars (\$12,500.00), made under this agreement shall be chargeable to and payable from the construction account, Docket No. Pa. 1967-F, Bond Fund Account No. 136-5."

That the Title of said Ordinance No. 26 shall be amended and supplemented by striking out the words, "and reciting the terms thereof," and by inserting, in lieu thereof, the words,

"reciting the terms thereof, and providing for the payment thereof."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 13, 1939.

Approved March 22, 1939.

Ordinance Book 49, Page 597.

No. 148

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works of the City of Pittsburgh to make, execute and deliver in the name of and for the City of Pittsburgh a contract with Citizens Traction Company, Allegheny Traction Company, Fort Pitt Traction Company, Consolidated Traction Company, The Central Traction Company, The Duquesne Traction Company and W. D. George, Thomas M. Benner and Thomas Fitzgerald, Trustees, Pittsburgh Railways Company, Debtor under Section 77B of the Bankruptcy Act, as parties of the first part, and the City of Pittsburgh, as party of the second part, providing for the temporary abandonment of the northbound street railway track on Wood street from its point of connection with the eastbound track on Liberty avenue, at or near the intersection of Liberty avenue and Wood street, southwardly along Wood street to a point at or near the north property

line of Diamond street and beginning again at or near the south property line of Third avenue, southwardly along Wood street to a point at or near the north property line of Water street, in the City of Pittsburgh, in connection with the proposed repaving of Wood street by the City of Pittsburgh and the County of Allegheny.

WHEREAS, the City of Pittsburgh proposes to repave Wood street from a point near the south property line of Liberty avenue to a point near the north property line of Diamond street, and from a point near the south property line of Third avenue to a point near the north property line of First avenue, in the City of Pittsburgh, and proposes to consent to the County of Allegheny repaving said Wood street from a point near the north property line of First avenue to a point near the north property line of Water street, in the City of Pittsburgh, in connection with a wharf improvement proposed by the County, and the Railways Companies desire to temporarily abandon the northbound street railway track on Wood street between the said points in conjunction with the said repaving.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of Public Works of the City of Pittsburgh, be and they are hereby authorized and directed to make, execute and deliver in the name of and for the City of Pittsburgh a contract with Citizens Traction Company, Allegheny Traction Company, Fort Pitt Traction Company, Consolidated Traction Company, The Central Traction Company, The Duquesne Traction Company and W. D. George, Thomas M. Benner and Thomas Fitzgerald, Trustees, Pittsburgh Railways Company, Debtor under Section 77B of the Bankruptcy Act, providing for the temporary abandonment, for the term of 49 years, of the northbound street railway track on Wood street in the City of Pittsburgh from its point of connection with the eastbound track on Liberty avenue, at or near the intersection of Liberty avenue and Wood street, southwardly along Wood street to a point at or near the north property line of Diamond street, said point*

being the northerly terminus of track temporarily abandoned under agreement with the City of Pittsburgh dated November 10, 1937, which was executed by authority of Ordinance No. 121, approved May 2, 1936; and beginning again in the northbound track on Wood street at or near the south property line of Third avenue, said point being the southerly terminus of the temporary abandonment referred to above; thence along said northbound track to a point at or near the north property line of Water street, said point being the beginning of a temporary abandonment of the northbound track covered by agreement with the City of Pittsburgh, dated October 5, 1930, and executed by authority of Ordinance No. 535, approved July 31, 1929; the above in connection with the proposed repaving of Wood street by the City of Pittsburgh and the County of Allegheny, under the consent of the City of Pittsburgh, and to affix the seal of the City of Pittsburgh thereto.

Section 2. That said contract shall be on such terms and conditions as provided by General Ordinance No. 347, Series 1929, approved May 16, 1929, and the same shall be presented to the Finance Committee of the City Council of the City of Pittsburgh for its sanction before its execution.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 13, 1939.

Approved March 22, 1939.

Ordinance Book 49, Page 599.

No. 149

AN ORDINANCE—Amending Ordinance No. 80, approved February 21, 1939, entitled—"An Ordinance fixing the location of a portion of the relief sewer in the Columbus Avenue Drainage Basin that is to be constructed partly on public property and partly on private property, otherwise authorized by Ordinance of Council, extending from

a point on Brightbridge street about sixty feet (60') southwest of Charles street, thence southwestwardly and westwardly to the trunk sewer on Adams street, west of private property of the Pennsylvania Railroad Company, and providing therefor an easement on properties owned by Ernest G. Roessler, Christian Mueller, Uniondale Cemetery, Bertha H. Miller, Krist Uhl, Slova. National Building and Loan Association North Side Pittsburgh, Mary Cushmanick, Walter Johnson, Martin J. and Julia A. Naughton, Jacob Conrad, Elizabeth S. Venter, S. Giarratano, Vincengo and Caterina Voci, Clarence A. Pearson, Wm. J. Savage, A. Gallagher and A. G. Oyster, T. A. McCarter, Jeanie W. Pratt, Frank Kosbohrer, Western Savings and Deposit Bank, Alexander Toth, I. J. Cieslak, Beulah Kramer, James McNally, Celia Fox, M. O. Bach, and providing for adjudication of damages occasioned thereby and for payment of the cost and expense thereof."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Ordinance No. 80, approved February 21, 1939, entitled—"An Ordinance fixing the location of a portion of the relief sewer in the Columbus Avenue Drainage Basin that is to be constructed partly on public property and partly on private property, otherwise authorized by Ordinance of Council, extending from a point on Brightbridge street about sixty feet (60') southwest of Charles street, thence southwestwardly and westwardly to the trunk sewer on Adams street, west of private property of the Pennsylvania Railroad Company, and providing therefor an easement on properties owned by Ernest G. Roessler, Christian Mueller, Uniondale Cemetery, Bertha H. Miller, Krist Uhl, Slova. National Building and Loan Association North Side, Pittsburgh, Mary Cushmanick, Walter Johnson, Martin J. and Julia A. Naughton, Jacob Conrad, Elizabeth S. Venter, S. Giarratano, Vincengo and Caterina Voci, Clarence A. Pearson, Wm. J. Savage, A. Gallagher and A. G. Oyster, T. A. McCarter, Jeanie W. Pratt, Frank Kosbohrer, Western Savings and Deposit Bank, Alexander Toth, I. J. Cieslak, Beulah Kramer, James McNally, Celia Fox, M. O. Bach, and*

providing for adjudication of damages occasioned thereby and for payment of the cost and expense thereof," shall be amended in the following manner: Wherever in Section 1 and the title there is stipulated the name, "Pennsylvania Railroad Company" it shall be changed to read, "Pittsburgh, Fort Wayne and Chicago Railway Company." In Section 2 and the title thereof, the following shall be inserted after the name "Bach;" "and Pittsburgh, Fort Wayne and Chicago Railway Company."

Section 2.—That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 13, 1939.

Approved March 22, 1939.

Ordinance Book 49, Page 600.

No. 150

A^N ORDINANCE—Widening LIBERTY AVENUE, in the Sixth Ward of the City of Pittsburgh, at Herron Avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That LIBERTY AVENUE in the Sixth Ward of the City of Pittsburgh, at Herron avenue, be and the same is hereby widened to a variable width, by taking for public use for highway purposes the following described property, to wit:*

Beginning at the intersection of the present southerly line of Liberty avenue and the westerly line of Herron avenue; thence extending along the westerly line of Herron avenue, South 18° 34' East, 5.80 feet to a point; thence southwardly by the arc of a circle deflecting to the left, with a radius of 224.75 feet, a central angle of 22° 26' 50" and a chord bearing South 60° 26' 55" West, for an arc distance of 88.05 feet to a point of tangent on the southerly

line of Liberty avenue; thence along the present southerly line of Liberty avenue, North 49° 13' 30" East, 71.53 feet to an angle in the same; thence continuing along the same, North 84° 32' East, 20.19 feet to the place of beginning.

Section 2. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to cause said Liberty avenue, in the Sixth Ward of the City of Pittsburgh, at Herron avenue, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages and expenses occasioned thereby, and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania, relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 13, 1939.

Approved March 22, 1939.

Ordinance Book 49, Page 601.

No. 151

A^N ORDINANCE—Widening RHINE STREET, at the intersection of Walz street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That RHINE STREET, at the intersection of Walz street be and the same is hereby widened to a variable width by taking for public use for highway purposes,*

the following described property, to wit:

Beginning at the intersection of the present easterly line of Rhine street and the westerly line of Walz street; thence extending northwardly along the present easterly line of Rhine street, 10.0 feet to a point; thence deflecting 105° 06' to the right, and extending eastwardly 5.21 feet to the westerly line of Walz street; thence southwardly along the westerly line of Walz street, 10.0 feet to the place of beginning.

Section 2. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to cause said RHINE STREET, at the intersection of Walz street, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages and expenses occasioned thereby, and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania, relating thereto and regulating the same, and the City's share thereof shall be chargeable to and payable from Docket No. Pa. 2193-C, heretofore established as the account for all funds required for widening and repaving of streets, Schedule "C," as a Federal Emergency Administration of Public Works Docket.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 13, 1939.

Approved March 22, 1939.

Ordinance Book 49, Page 602.

No. 152

AN ORDINANCE—Widening Steuben street, from a point 55.59 feet east of Arnold street to a point 296.07 feet west of Belton way; providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby,

and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Steuben street, from a point 55.59 feet east of Arnold street to a point 296.07 feet west of Belton way, be and the same is hereby widened to a variable width, so that the street as widened shall be between the following described lines:

The northerly line from a point 55.59 feet east of Arnold street to a point of curve 17.04 feet west of the westerly line of Woodlow street, shall coincide with the present northerly line; thence shall extend eastwardly by the arc of a circle deflecting to the left with a radius of 20.0 feet, a central angle of 80° 51' 40", and a chord bearing North 71° 07' 30" East, for an arc distance of 28.23 feet to a point of tangent on the westerly line of Woodlow street; thence South 66° 39' 20" East, 40.33 feet to a point of curve on the easterly line of Woodlow street; thence southeastwardly by the arc of a circle deflecting to the left from the easterly line of Woodlow street, with a radius of 20.0 feet and a central angle of 92° 04' 20", for an arc distance of 32.14 feet to a point of tangent on the present northerly line of Steuben street; thence by the tangent, coinciding with the present northerly line, South 61° 22' 40" East, 180.10 feet to a point of curve; thence eastwardly by the arc of a circle deflecting to the left, with a radius of 20.00 feet and a central angle of 87° 55' 40" for an arc distance of 30.69 feet to a point of tangent on the westerly line of Willet street; thence South 63° 27' 20" East, 40.11 feet to a point of curve on the easterly line of Willet street; thence southeastwardly by the arc of a circle deflecting to the left from the easterly line of Willet street, with a radius of 20.0 feet and a central angle of 92° 04' 20" for an arc distance of 32.14 feet to a point of tangent on the present northerly line of Steuben street; thence by the tangent, coinciding with the present northerly line and the present northerly line produced, South

61° 22' 40" East, 212.77 feet to a point of curve; thence eastwardly by the arc of a circle deflecting to the left with a radius of 1800.0 feet and a central angle of 2° 41' 20" for an arc distance of 75.09 feet to a point of compound curve; thence eastwardly by the arc of a circle deflecting to the left, with a radius of 20.0 feet and a central angle of 73° 16' for an arc distance of 25.57 feet to a point of tangent on the westerly line of Logue street; thence South 80° 28' 20" East, 47.77 feet to a point of curve on the easterly line of Logue street; thence south-eastwardly by the arc of a circle deflecting to the left from the easterly line of Logue street with a radius of 20.0 feet and a central angle of 108° 46' 20", for an arc distance of 37.97 feet to a point of tangent; thence by the tangent, parallel to and 5.0 feet north of the present northerly line of Steuben street, south 66° 06' 20" East, 136.95 feet to a point of curve; thence eastwardly by the arc of a circle deflecting to the left with a radius of 20.0 feet and a central angle of 67° 41' 20" for an arc distance of 23.63 feet to a point of tangent on the westerly line of Lessing street; thence South 83° 10' East, 51.75 feet to a point of curve on the easterly line of Lessing street; thence southeastwardly by the arc of a circle deflecting to the left from the easterly line of Lessing street, with a radius of 20.0 feet and a central angle of 112° 18' 40" for an arc distance of 39.20 feet to a point of tangent; thence by the tangent, parallel to and 5.0 feet north of the present northerly line, South 66° 06' 20" East, 72.47 feet to a point of curve; thence eastwardly by the arc of a circle deflecting to the left with a radius of 1,600.0 feet and a central angle of 3° 25' 40", for an arc distance of 95.72 feet to a point of compound curve; thence eastwardly by the arc of a circle deflecting to the left with a radius of 20.0 feet and a central angle of 65° 12' 40", for an arc distance of 22.76 feet to a point of tangent on the westerly line of Ringgold street; thence North 86° 29' 20" East, 45.51 feet to a point of curve on the easterly line of Ringgold street; thence southeastwardly by the arc of a circle deflecting to the left from the easterly line of Ringgold street with a radius of 20.0 feet and a central

angle of 116° 41' 20", for an arc distance of 40.73 feet to a point of tangent; thence by the tangent, parallel to and 5.0 feet north of the present northerly line, South 71° 26' East, 410.66 feet to a point of curve; thence eastwardly by the arc of a circle deflecting to the right with a radius of 600.0 feet and a central angle of 18° 23' 20", for an arc distance of 192.57 feet to a point of tangent; thence by the tangent, South 53° 02' 40" East, 271.73 feet to a point of curve; thence eastwardly by the arc of a circle deflecting to the left with a radius of 298.18 feet and a central angle of 35° 11' for an arc distance of 183.10 feet to a point of compound curve; thence continuing eastwardly by the arc of a circle deflecting to the left with a radius of 312.43 feet and a central angle of 28° 04', for an arc distance of 153.05 feet, to a point of compound curve; thence continuing eastwardly by the arc of a circle deflecting to the left with a radius of 223.25 feet and a central angle of 19° 53', for an arc distance of 77.47 feet to a point of tangent on the present northerly line of Steuben street, said point of tangent being 296.07 feet west of the westerly line of Belton way.

The southerly line shall begin on the present southerly line of Steuben street at a point of curve distant 55.59 feet east of the easterly line of Arnold street; thence shall extend eastwardly by the arc of a circle deflecting to the right with a radius of 1000.0 feet and a central angle of 7° 04', for an arc distance of 123.34 feet to a point of tangent; thence by the tangent, South 61° 22' 40" East, 363.96 feet to a point of curve; thence southeastwardly by the arc of a circle deflecting to the right with a radius of 20.0 feet and a central angle of 63° 30' 20" for an arc distance of 22.17 feet to a point of tangent on the westerly line of Obey avenue; thence South 42° 57' 20" East, 56.49 feet to a point of curve, on the easterly line of Obey avenue; thence northeastwardly by the arc of a circle deflecting to the right from the easterly line of Obey avenue, with a radius of 20.0 feet and a central angle of 116° 29' 40" for an arc distance of 40.66 feet, to a point of tangent; thence by the tangent, South 61° 22' 40" East, 15.41 feet to a point of curve; thence eastwardly by the arc

of a circle deflecting to the left with a radius of 1650.0 feet and a central angle of 4° 43' 40", for an arc distance of 136.15 feet to a point of tangent; thence by the tangent, parallel to and 5.0 feet south of the present southerly line, South 66° 06' 20" East, 323.82 feet to a point of curve; thence eastwardly by the arc of a circle deflecting to the left with a radius of 1650.0 feet and a central angle of 5° 19' 40", for an arc distance of 153.43 feet to a point of tangent; thence by the tangent, parallel to and 5.0 feet south of the present southerly line, South 71° 26' East, 436.20 feet to a point of curve; thence eastwardly by the arc of a circle deflecting to the right with a radius of 550.0 feet, and a central angle of 18° 23' 20", for an arc distance of 176.52 feet to a point of tangent; thence by the tangent, South 53° 02' 40" East, 324.25 feet to the dividing line between the Twentieth and Twenty-eighth Wards, meeting at that point the present southerly line of Steuben street; thence coinciding with the present southerly line of Steuben street to a point 296.07 feet west of the westerly line of Belton way.

Section 2. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to cause said STEUBEN STREET, from a point 55.59 feet east of Arnold street to a point of 296.07 feet west of the westerly line of Belton way, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages and expenses occasioned thereby, and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania, relating thereto and regulating the same, and the City's share thereof shall be chargeable to and payable from Docket No. Pa. 2193-C, heretofore established as the account for all funds required for widening and repaving of streets, Schedule "C," as a Federal Emergency Administration of Public Works Docket.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the

same is hereby repealed, so far as the same affects this Ordinance.

Passed March 13, 1939.

Approved March 22, 1939.

Ordinance Book 49, Page 603.

No. 153

AN ORDINANCE — Opening GLADSTONE WAY, in the Fifteenth Ward of the City of Pittsburgh, from Hazelwood avenue to Flowers avenue; and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That GLADSTONE WAY in the Fifteenth Ward of the City of Pittsburgh, from Hazelwood avenue to Flowers avenue, be and the same is hereby opened to a uniform width of 8.0 feet, by taking for public use for highway purposes all of the following described property, to wit:*

Beginning on the southerly line of Hazelwood avenue at the dividing line between Lots Nos. 10 and 11 in William Hageman's Plan of Subdivision of Lot No. 7 in J. G. Woods Plan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book Volume 5, page 220; thence extending along the southerly line of Hazelwood avenue, North 63° 21' East, 8.0 feet to a point; thence South 26° 39' East, 389.09 feet, parallel to and 8.0 feet east of the above mentioned dividing line and the above mentioned dividing line produced, to the northerly line of Flowers avenue; thence along the northerly line of Flowers avenue, South 60° 25' 20" West, 8.01 feet to a point; thence North 26° 39' West, 389.50 feet to the place of beginning.

Section 2. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to cause said Gladstone way, in the Fifteenth Ward of the City of Pittsburgh, from Hazelwood avenue to Flowers avenue, to be opened in conformity with the provi-

sions of Section 1 of this Ordinance.

Section 3. The costs, damages and expenses occasioned thereby, and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania, relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and same is hereby repealed, so far as the same affects this Ordinance.

Passed March 13, 1939.

Approved March 22, 1939.

Ordinance Book 49, Page 606.

No. 154

AN ORDINANCE — Amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E15, by (a) including within the "A" Residence District all that property, now classified "B" Residence District, bounded by the line of the present Commercial District south of Centre avenue; a line parallel with and distant 300 feet eastwardly from Morewood avenue; the southerly line of property, now or late, of the Jas. McKay Estate; and, a line parallel with and distant 150 feet eastwardly from Morewood avenue; (b) including within the One Hundred Foot District all that certain property, now classified Thirty-Five Foot District, bounded by the present One Hundred Foot District south of Centre avenue; the line of the present One Hundred Twenty-Five Foot District eastwardly from Morewood avenue; a line parallel with and distant 50 feet northwardly from the southerly line of property, now or late, of the Jas. McKay Estate; and, a line parallel with and distant 200 feet eastwardly from Morewood avenue; (c) changing from a Thirty-Five Foot to a Forty-Five Foot District all that certain 50 foot strip of property, now or late, of the Jas. McKay Estate, extending along its boundaries south of the line of the present Commercial District;

(d) including within the Second Area District, all that property, now classified First Area District, bounded by the line of the present Fourth Area District south of Centre avenue; the line of the Pennsylvania Railroad property; a line parallel with and distant 50 feet westwardly from Amberson avenue; the southerly line of property, now or late of the Jas. McKay Estate, and a line parallel with and distant 150 feet eastwardly from Morewood avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended by changing the Zone Map, Sheet Z—N10—E15, so as to (a) include within the "A" Residence (U-4) District all that property, now classified "B" Residence (U-5) District, bounded by the line of the present Commercial District south of Centre avenue; a line parallel with and distant 300 feet eastwardly from Morewood avenue; the southerly line of property, now or late, of the Jas. McKay Estate; and, a line parallel with and distant 150 feet eastwardly from Morewood avenue, (b) including within the One Hundred Foot (H-3) District all that certain property, now classified Thirty-Five Foot (H-1) District, bounded by the present One Hundred Foot District south of Centre avenue; the line of the present One Hundred Twenty-Five Foot District eastwardly from Morewood avenue; a line parallel with and distant 50 feet northwardly from the southerly line of property, now or late, of the Jas. McKay Estate; and, a line parallel with and distant 200 feet eastwardly from Morewood avenue; (c) changing from a Thirty-Five Foot (H-1) to a Forty-Five Foot (H-2) District all that certain 50 foot strip of property, now or late, of the Jas. McKay Estate, extending along its boundaries south of the line of the present Commercial District; (d) including within the Second Area (A-2) District, all that property, now classified First Area (A-1) District, bounded by the line of the present Fourth Area District south of Centre avenue; the line of the Pennsylvania Railroad property; a line parallel with and distant 50 feet westwardly from Amberson ave-

nue; the southerly line of property, now or late, of the Jas. McKay Estate; and, a line parallel with, and distant 150 feet eastwardly from Morewood avenue.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and same is hereby repealed, so far as the same affects this Ordinance.

Passed March 13, 1939.

Approved March 22, 1939.

Ordinance Book 49, Page 607.

No. 155

AN ORDINANCE — Appropriating the sum of Fifteen Thousand Two Hundred Fifty (\$15,250.00) Dollars from Bond Fund 127, Public Improvement Notes 1936, and the sum of Two Thousand Seven Hundred Fifty (\$2,750.00) Dollars from Bond Fund 129, General Municipal Improvement Bonds 1936, a total of Eighteen Thousand (\$18,000.00) Dollars, for alterations to the unused portion of the Herron Hill Pumping Station and for furnishing and installing equipment therein for use of the Bureau of Tests, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the sum of Fifteen Thousand Two Hundred Fifty (\$15,250.00) Dollars from Bond Fund 127, Public Improvement Notes 1936, and the sum of Two Thousand Seven Hundred Fifty (\$2,750.00) Dollars from Bond Fund 129, General Municipal Improvement Bonds 1936, or so much of said amounts as may be necessary, the total thereof being Eighteen Thousand (\$18,000.00) Dollars, shall be and the same are hereby appropriated for alterations to the unused portion of the Herron Hill Pumping Station and for furnishing and installing equipment therein for use of the Bureau of Tests, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and same is hereby repealed, so far as the same affects this Ordinance.

Passed March 20, 1939.

Approved March 27, 1939.

Ordinance Book 49, Page 608.

No. 156

AN ORDINANCE—Providing for a contract or contracts for alterations to the unused portion of the Herron Hill Pumping Station, and for furnishing and installing equipment therein for use of the Bureau of Tests, Department of Public Works, and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for making alterations to the unused portion of the Herron Hill Pumping Station, and for furnishing and installing equipment therein for use of the Bureau of Tests, Department of Public Works, in conformity with the laws and ordinances governing said City, up to an amount not exceeding \$18,000.00, chargeable to and payable from funds appropriated therefor.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and same is hereby repealed, so far as the same affects this Ordinance.

Passed March 20, 1939.

Approved March 27, 1939.

Ordinance Book 49, Page 608.

No. 157

AN ORDINANCE—Providing for a contract or contracts, to be carried out as a Federal Emergency Administration of Public Works Project, for the construction of a relief sewer and other

Incidental work in the Thirty-Third Street Drainage Basin, from a point near the intersection of South Winebiddle avenue produced and the Pennsylvania Railroad to the existing sewer on Neville street, approximately 550 feet northwest of Short street, as located by ordinance, and providing for the payment of the cost thereof from funds otherwise appropriated therefor.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the construction of a relief sewer and other incidental work in the Thirty-Third Street Drainage Basin, from a point near the intersection of South Winebiddle avenue produced and the Pennsylvania Railroad to the existing sewer on Neville street approximately 550 feet northwest of Short street, as located by ordinance, in accordance with the laws and ordinances governing said City, with financial aid from the Federal Emergency Administration of Public Works, for an amount not exceeding Five Hundred Thousand (\$500,000.00) Dollars, chargeable to and payable from P. W. A. Docket No. PA. 1631.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and same is hereby repealed, so far as the same affects this Ordinance.

Passed March 20, 1939.

Approved March 27, 1939.

Ordinance Book 49, Page 609 .

No. 158

AN ORDINANCE—Authorizing the leasing of City-owned property located at 428 Fourth avenue, First Ward, Pittsburgh, Pennsylvania, to John Ullrich.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That

the Mayor and the Director of the Dept. of Lands and Bldgs. be and they are hereby authorized and directed to execute and deliver a lease to John Ullrich, 479 McRoberts road, Castle Shannon, Pennsylvania, for the first floor store-room of City-owned property at 428 Fourth avenue, First Ward, City of Pittsburgh.

Said lease shall be made for a period of thirteen (13) months beginning April 1, 1939, and expiring April 30, 1940, at a monthly rental of One Hundred Thirty (\$130.00) Dollars or a total of Sixteen Hundred and Ninety Dollars for the period of the lease, payable at the time of signing of the lease, with the option of renewing said lease for a further period of two (2) years at a rental to be then fixed.

Said lease shall contain a clause whereby the tenant agrees to make any alterations to the premises at his own expense and to pay all water assessments and such other provisions as may be approved as to form and deemed necessary and proper by the City Solicitor.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and same is hereby repealed, so far as the same affects this Ordinance.

Passed March 20, 1939.

Approved March 27, 1939.

Ordinance Book 49, Page 610.

No. 159

AN ORDINANCE—Authorizing and directing the Mayor and the Department of City Planning to prepare topographic models of the City of Pittsburgh from existing topographic maps in conjunction with the Federal Works Progress Administration, and providing for the payment of the city's share of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Department of City Planning be and they are hereby au-

thorized and directed to prepare topographic models of the City of Pittsburgh from existing topographic maps in conjunction with the Federal Works Progress Administration as hereinafter specified.

Section 2. That the Department of City Planning be and they are hereby authorized and directed to requisition the purchase of supplies, materials, tools and equipment by the Director of the Department of Supplies; to rent tools, equipment, and to pay for engineering and supervisory expenses, minor repairs, miscellaneous services, rented space, and all such costs where the same are not borne by the Federal Works Progress Administration, all as may be necessary for the proper performance of such work.

Section 3. That the cost of work and services required to be performed by the City of Pittsburgh shall be and the same is hereby made chargeable against the fund to be provided therefor, and the Mayor be, and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said fund for the payment of said cost and expense.

Section 4. That the City Controller be and he is hereby authorized and directed to sign the application for this project and the funds will be made available when needed.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 20, 1939.

Approved March 27, 1939.

Ordinance Book 49, Page 610.

No. 160

AN ORDINANCE — Approving the "GREENTREE HEIGHTS PLAN OF LOTS" in the Twentieth Ward of the City of Pittsburgh, laid out by A. N. Crouch, Inc.; accepting the dedication of GROVEMOUNT ROAD and WINCHESTER DRIVE, as shown thereon, for public use for highway purposes; open-

ing and naming the same, and establishing the grades thereon.

WHEREAS, A. N. Crouch, Inc., the owner of certain property in the Twentieth Ward of the City of Pittsburgh, laid out in a plan of lots called "GREENTREE HEIGHTS PLAN OF LOTS," has located certain streets thereon, and executed a deed of dedication on said Plan for all the ground covered by the said streets to the said City of Pittsburgh, for public use, for highway purposes, and has released the said City from any liability for damages for or by reason of the physical grading of said public highways, to the grades hereinafter established; THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the "GREENTREE HEIGHTS PLAN OF LOTS" situate in the Twentieth Ward of the City of Pittsburgh, laid out by A. N. Crouch, Inc., be and the same is hereby approved, and GROVEMOUNT ROAD and WINCHESTER DRIVE, as located and dedicated thereon, are hereby accepted.*

Section 2. The streets as aforesaid dedicated to said City for public highway purposes, shall be and the same are hereby appropriated and opened as public streets, and named GROVEMOUNT ROAD and WINCHESTER DRIVE.

Section 3. The grades of GROVEMOUNT ROAD and WINCHESTER DRIVE, as laid out and dedicated in the "GREENTREE HEIGHTS PLAN OF LOTS," are hereby fixed and established as described in Ordinance No. 107, approved March 4, 1939, and recorded in Ordinance Book Volume 49, Page 554.

Section 4. The Department of Public Works is hereby authorized and directed to enter upon, take possession of and appropriate the said GROVEMOUNT ROAD and WINCHESTER DRIVE in conformity with the provisions of this Ordinance.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 20, 1939.

Approved March 27, 1939.

Ordinance Book 49, Page 611.

No. 161

AN ORDINANCE—Approving "Green Terrace" Plan of Lots in the Twentieth Ward of the City of Pittsburgh, laid out by Herbert and Beatrice Jacobson; accepting the dedication of a strip of ground 8.5 feet wide as shown thereon, for public use for highway purposes; and opening the same for the widening of Crane avenue.

Whereas, Herbert and Beatrice Jacobson, the owners of certain property in the Twentieth Ward of the City of Pittsburgh, laid out in a plan of lots called "Green Terrace," have executed a deed of dedication to the City of Pittsburgh on said plan, for a strip of ground 8.5 feet wide for public use for highway purposes, for the widening of Crane avenue, and have released the said City from any liability for damages occasioned by the physical grading of the said public highway to a grade to be established; **THEREFORE:**

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That "Green Terrace" Plan of Lots, situate in the Twentieth Ward of the City of Pittsburgh, laid out by Herbert and Beatrice Jacobson, in February, 1939, be and the same is hereby approved, and a strip of ground 8.5 feet wide as shown and dedicated on the said plan for the widening of Crane avenue, is hereby accepted.*

Section 2. The strip of ground 8.5 feet wide as aforesaid dedicated to the said City for public highway purposes, shall be and the same is hereby appropriated and opened as a public highway for the widening of Crane avenue.

Section 3. The Department of Public Works is hereby authorized and directed to enter upon, take possession of and appropriate the said strip of ground 8.5 feet wide for a public highway, for the widening of Crane avenue, in conformity with the provisions of this Ordinance.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 20, 1939.

Approved March 27, 1939.

Ordinance Book 49, Page 612.

No. 162

AN ORDINANCE—Establishing and re-establishing the grade of Montier street, from the City Line at a point 100.0 feet north of Laketon road, to the City Line at a point 400.0 feet east of Van Tine street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the center line of Montier street, from the City Line at a point 100.00 feet north of Laketon road, to the City Line at a point 400.0 feet east of Van Tine street be and the same is hereby established and re-established as follows, to wit:*

Beginning at the City Line between the City of Pittsburgh and the Borough of Wilkinsburg, at a point 100.0 feet north of Laketon road, at Station 44 + 39.78 feet, on plans of the Commonwealth of Pennsylvania Department of Highways, at an elevation of 1001.26 feet; thence rising at the rate of 6.09% to a point of curve at Station 49 + 0.0 to an elevation of 1029.27 feet; thence by a convex parabolic curve to a point of tangent at Station 51 + 0.0, to an elevation of 1040.87 feet; thence rising at the rate of 5.51% to a point of curve at Station 55 + 0.0, to an elevation of 1062.91 feet; thence by a convex parabolic curve to a point of tangent at Station 56 + 0.0, to an elevation of 1068.06 feet; thence rising at the rate of 4.76% to a point of curve at Station 58 + 50.0 to a point of curve, to an elevation of 1079.96 feet; thence by a concave parabolic curve which would have a total length of 100.0 feet and an apex elevation of 1082.34 feet, for a distance of 95.70 feet, to the City Line

between the City of Pittsburgh and the Borough of Wilkinsburg, at Station 59 + 45.70, to an elevation of 1084.73 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 20, 1939.

Approved March 27, 1939.

Ordinance Book 49, Page 613.

No. 163

AN ORDINANCE—Fixing and refixing the width and position of the roadways, the divisor between roadways, and the sidewalks and berms of Bigelow boulevard, from the first curve east of Washington place to the first curve west of the Bloomfield Bridge; providing for slopes, parking, retaining walls and steps; and establishing and re-establishing the grade thereof from a point 850.0 feet east of the Seventeenth Street Incline to the first curve west of the Bloomfield Bridge.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the roadways, the divisor between roadways, and the sidewalks and berms of Bigelow boulevard, from the first curve east of Washington place to the first curve west of the Bloomfield Bridge, be and the same are hereby fixed and refixed as follows, to wit:*

The following described running line shall be used as a reference line for the purpose of this Ordinance:

Beginning at a point perpendicularly opposite and 32.5 feet south of the point of tangent at the easterly terminus of the first curve in the present northerly line of BIGELOW BOULEVARD, east of Washington place, said point Borough of Wilkinsburg, at Station of beginning to be known as Station 99 + 49.92; thence eastwardly, parallel to and 34.5 feet south of the northerly line as widened by Ordinance No. 556, approved December 2, 1938, to a

point of curve at Station 104 + 20.02; thence eastwardly by the arc of a circle deflecting to the right with a radius of 1432.69 feet, and a central angle of 2° 32' to a point of tangent at Station 104 + 83.37; thence eastwardly by the tangent, parallel to and 34.0 feet south of the above mentioned northerly line as widened, to a point of curve at Station 122 + 70.84; thence eastwardly by the arc of a circle deflecting to the right with a radius of 1432.69 feet and a central angle of 5° 04', to a point of tangent at Station 123 + 97.53; thence eastwardly by the tangent, parallel to and 34.0 feet south of the above mentioned northerly line as widened, to a point of curve at Station 310 + 18.71; thence eastwardly by the arc of a circle deflecting to the right with a radius of 2864.93 feet and a central angle of 22° 09', to a point of tangent at Station 141 + 26.27; thence eastwardly by the tangent to a point of curve at Station 142 + 62.36 thence eastwardly by the arc of a circle deflecting to the left with a radius of 1910.08 feet and a central angle of 30° 08', to a point of tangent at Station 152 + 66.91; thence eastwardly by the tangent to a point of curve at Station 154 + 36.23; thence eastwardly by the arc of a circle deflecting to the right, with a radius of 2864.93 feet and a central angle of 15° 37' 15", to a point of tangent at Station 162 + 17.31; thence eastwardly by the tangent, parallel to and 32.0 feet south of the northerly line, to a point of curve at Station 174 + 02.51; thence eastwardly by the arc of a circle deflecting to the right with a radius of 1432.69 feet and a central angle of 9° 38' 10", to a point of tangent at Station 176 + 43.46; thence eastwardly by the tangent to a point of curve at Station 178 + 42.09; thence eastwardly by the arc of a circle deflecting to the left with a radius of 1432.69 feet and a central angle of 6° 13' 10", to a point of tangent at Station 179 + 97.61; thence eastwardly by the tangent, parallel to and 32.5 feet south of the northerly line, to a point of curve at Station 183 + 67.03; thence eastwardly by the arc of a circle deflecting to the left with a radius of 1432.69 feet and a central angle of 4° 55', to a point of tangent at Station 184 + 89.96; thence eastwardly by the tangent, parallel to

and 32.5 feet south of the northerly line to a point of curve at Station 205 + 78.80, the said point of curve being at the westerly terminus of the first curve west of the Bloomfield Bridge.

The divisor between roadways shall have a uniform width of 4.0 feet, the center line of which shall coincide with the above described running line.

The roadways, one east-bound and one west-bound, shall each have a uniform width of 24.0 feet, and shall lie along and contiguous to the above described divisor.

The northerly sidewalk, from Station 99 + 49.92 on the above described running line to Station 131 + 70.04 on the same, shall have a variable width, lying between the above described west-bound roadway and the northerly street line; thence to Station 160 + 65.98 shall coincide with the present northerly sidewalk; thence to Station 162 + 17.31 shall have a variable width lying between the above described west-bound roadway and the northerly street line; thence to Station 171 + 92.90 shall have a uniform width of 6.0 feet, lying between the above described west-bound roadway and the northerly street line; thence to Station 179 + 97.61 shall have a uniform width of 6.5 feet, lying north of and contiguous to the above described west-bound roadway; thence to the first curve west of the Bloomfield Bridge, at Station 205 + 78.80, shall have a uniform width of 6.5 feet, lying between the above described west-bound roadway and the northerly street line.

A berm 4.0 feet in width, lying north of and contiguous to the above described west-bound roadway, shall extend from Station 131 + 70.04 to Station 160 + 65.98, merging with the above described northerly sidewalk at those points.

The southerly berm from Station 90 + 49.92 to Crescent street at about Station 129 + 20.0, shall have a variable width lying between the above described east-bound roadway and the southerly street line; thence to Station 162 + 70.0 shall have a uniform width of 8.0 feet, lying south of and contiguous to the above described east-bound roadway; thence to Marcella street shall have a uniform width of 4.0 feet, lying south of and contiguous to the above

described east-bound roadway.

The southerly sidewalk from Marcella street to the first curve west of the Bloomfield Bridge shall have a uniform width of 6.5 feet, lying south of and contiguous to the above described east-bound roadway.

The remaining portions of the street lying without the lines of the above described roadways, divisor, sidewalks and berms, shall be used for slopes, parking, retaining walls and steps.

Section 2. The grade of the Boulevard, from a point 850.0 feet east of the Seventeenth Street Incline to the first curve west of the Bloomfield Bridge, as described along the center line of the divisor between roadways, shall be established and re-established as follows, to wit:

Beginning at a point 850.0 feet east of the Seventeenth Street Incline, at Station 131 + 83.49 on the above described running line, at an elevation of 920.09 feet; thence rising by a concave parabolic curve, having an apex elevation of 922.09 feet, to a point of tangent at Station 135 + 83.49, to an elevation of 930.05 feet; thence rising at the rate of 3.98% to a point of curve at Station 148 + 57.89, to an elevation of 980.80 feet; thence by a convex parabolic curve to a point of tangent at Station 152 + 57.89, to an elevation of 987.20 feet; thence falling at the rate of 0.78% to a point of curve at Station 169 + 92.90 to an elevation of 973.67 feet; thence by a concave parabolic curve to a point of tangent at Station 172 + 92.90, to an elevation of 973.85 feet; thence rising at the rate of 0.90% to a point of curve at Station 181 + 91.90, to an elevation of 981.94 feet; thence by a convex parabolic curve to a point of tangent at Station 184 + 91.90, to an elevation of 981.31 feet; thence falling at the rate of 1.32% to a point of curve at Station 188 + 42.01, to an elevation of 976.70; thence by a concave parabolic curve to a point of tangent at Station 191 + 42.01, to an elevation of 976.52 feet; thence rising at the rate of 1.40% to the first curve west of the Bloomfield Bridge, at Station 205 + 78.80, to an elevation of 994.14 feet.

Section 3. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 20, 1939.

Approved March 27, 1939.

Ordinance Book 49, Page 614.

No. 164

AN ORDINANCE—Fixing the width and position of the sidewalks and roadways, and establishing the opening grades of Penham place and Penham lane, as laid out and proposed to be dedicated as legally opened highways, by John Jackson Bissell and Margaret S. Bissell, in a plan of lots of their property in the Fourteenth Ward of the City of Pittsburgh, named "Penham Plan of Lots."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That upon the approval of a certain plan of lots named "Penham Plan of Lots," proposed to be laid out by John Jackson Bissell and Margaret S. Bissell, of their property in the Fourteenth Ward of the City of Pittsburgh, the width and position of the sidewalks and roadways, and the grades to which Penham place and Penham lane, as shown thereon, shall be accepted as public highways of the City of Pittsburgh, shall be as hereinafter set forth.*

The sidewalks of Penham place and Penham lane shall each have a uniform width of 5.0 feet, lying along and contiguous to their respective street lines.

The roadways shall have a general width of 22.0 feet, occupying that portion of the street lying between the above described sidewalks.

The grade of the center line of Penham place shall begin at the westerly curb line of South Dallas avenue, at an elevation of 981.08 feet; thence shall fall at the rate of 0.79% for a distance of 11.73 feet to a point of curve to an elevation of 980.99 feet; thence by a concave parabolic curve for a distance of 20.0 feet, to a point of tangent to an elevation of 981.27 feet; thence shall rise at the rate of

3.62% for a distance of 146.91 feet, to a point of curve to an elevation of 986.59 feet; thence by a convex parabolic curve for a distance of 100.0 feet to a point of tangent, to an elevation of 989.33 feet; thence shall rise at the rate of 1.87% for a distance of 176.36 feet to the curb line at the westerly terminus, to an elevation of 992.63 feet.

The grade of the center line of Penham lane shall begin at the center line of Penham place, at an elevation of 988.15 feet; thence shall rise at the rate of 1.0% for a distance of 25.36 feet to a point of curve, to an elevation of 988.40 feet; thence by a concave parabolic curve for a distance of 16.0 feet to a point of tangent, to an elevation of 988.73 feet; thence shall rise at the rate of 3.10% for a distance of 250.52 feet to the curb line at the southerly terminus, to an elevation of 996.49 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 20, 1939.

Approved March 27, 1939.

Ordinance Book 49, Page 616.

No. 165

AN ORDINANCE—Authorizing and directing the construction of a public sewer on Ganges way, private property of the Terminal Coal Company, and Baldwin road, from a point about one hundred fifty (150') feet southwest of Rand street to the existing sewer on Baldwin road, with branch sewers on a private road, private properties of Philip Clark, et ux. and Louise Jones, on Rand street and Ganges way, to be carried out with aid furnished by the Federal Works Progress Administration, its successor or successors, and providing that the costs not borne by the Federal Works Progress Administration, its successor or successors, and the damages and expenses of the same be assessed against and collected from property especially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a public sewer be constructed on Ganges way, private property of the Terminal Coal Company, and Baldwin road, from a point about one hundred fifty (150') feet southwest of Rand street to the existing sewer on Baldwin road, with branch sewers on a private road, private properties of Philip Clark, et ux, and Louise Jones, on Rand street and Ganges way, to be carried out with aid furnished by the Federal Works Progress Administration, its successor or successors.*

Commencing on Ganges way at a point about one hundred fifty (150') feet southwest of Rand street; thence northeastwardly along Ganges way to the private property of the Terminal Coal Company; thence continuing northeastwardly, on, over, across and through the private property of the Terminal Coal Company to Baldwin road; thence northeastwardly across Baldwin road to the existing trunk sewer; with a branch sewer on a private road, private properties of Philip Clark, et ux, and Louise Jones, from a point about two hundred thirty-five (235') feet northwest of Ganges way to the sewer on Ganges way, with a branch sewer on Rand street, from a point about one hundred seventy (170') feet northwest of Ganges way to the sewer on Ganges way, with a branch sewer on Ganges way from a point about two hundred fifteen (215') feet north of Rand street to the sewer on Ganges way about seventy (70') feet north of Rand street; said sewer and branch sewers to be terra cotta pipe and 8" in diameter, and to be constructed in accordance with Plan Accession No. D-5580, on file in the Bureau of Engineering.

Section 2. That the Mayor and the Director of the Department of Public Works shall be and are hereby authorized to make application to the Federal Works Progress Administration, its successor or successors, as may be required for aid in the performance of such work.

Section 3. The Director of the Department of Public Works be and is hereby authorized and directed to re-

quisition the purchase of supplies, materials, tools and equipment, by the Director of the Department of Supplies; to rent tools, equipment and motor trucks, and to pay for engineering and supervisory expenses, minor repairs, miscellaneous services, rented space, and all such costs where the same are not borne by the Federal Works Progress Administration, its successor or successors, all as may be necessary for the proper performance of such work. The cost and expense to the City of all the foregoing not to exceed the sum of One Thousand Four Hundred Dollars (\$1,400.00).

Section 4. That the costs of the work not borne by the Federal Works Progress Administration, its successor or successors, and of damages and expenses incurred in the performance of said work, shall be assessed against and collected from property especially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 20, 1939.

Approved March 27, 1939.

Ordinance Book 49, Page 617.

No. 166

AN ORDINANCE—Supplementing Section 2 of Ordinance No. 335 entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented, by adding thereto another paragraph further regulating the use and operation of vehicles on the streets of the City of Pittsburgh; and supplementing Sections 2 and 3 of said Ordinance by adding designated streets or portions of streets to certain designated paragraphs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 2 of Ordinance No. 335 entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented, shall be and the same is hereby further supplemented by adding thereto the following paragraph:

"(D) Upon the following streets or portions of streets, no stoppage of passenger cars and trucks shall be permitted between the hours 7:45 A. M. to 9:45 A. M., except for loading purposes only such loading permitted for not longer than twenty (20) minutes; no unloading permitted during this period.

"Penn avenue between 17th Street and 22nd Street, both sides."

Section 2. That paragraph (ee) of Section 2 of said Ordinance, which paragraph (ee) has the following heading:

"(ee) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal, between the hours of 6:00 A. M. and 6:00 P. M., daily except Sunday,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Penn avenue between 17th Street and 22nd Street, both sides.

Section 3. That paragraph (h) of Section 2 of said Ordinance, which paragraph (h) has the following heading:

"(h) The following streets or portions of streets are Class C streets, upon which traffic will be permitted in only one direction as designated," shall be and the same is hereby further supplemented by adding at the end thereof the following:

Moravian way Virgin way to East Ohio street, northbound.

Penn avenue from 32nd street to 31st street, westbound.

Section 4. That paragraph (e) of Section 2 of said Ordinance, which paragraph (e) has the following heading:

"(e) The following streets or portions of streets in the Congested Area are hereby designated as 'Class AA' streets, upon which no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal, between the hours of 8:00 A. M. and 6:00 P. M., daily except Sunday,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Grant street between Sixth avenue and Strawberry way, easterly side.

Section 5. That Paragraph (s) of Section 2 of said Ordinance, which paragraph (s) has the following heading:

"(s) Upon the following streets or portions of streets, no driver of vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal, between the hours of 8:00 A. M. to 9:30 A. M. and 4:30 P. M. to 6:00 P. M. daily except Sunday," shall be and the same is hereby further supplemented by adding at the end thereof the following:

Fourth avenue between Grant street and Ferry street, southerly side.

Section 6. That paragraph (zz) of Section 2 of said Ordinance, which paragraph (zz) has the following heading:

"(zz) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than thirty (30) minutes between the hours of 9:30 A. M. and 4:30 P. M., daily except Sunday,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Fourth avenue between Grant street and Ferry street, southerly side.

Section 7. That paragraph (yy) of Section 2 of said Ordinance, which paragraph (yy) has the following heading:

"(yy) Upon the following streets or portions of streets, no stoppage of any vehicle shall be permitted during the periods 8:30 A. M. to 9:15 A. M. and 5:00 P. M. to 6:00 P. M., except passenger vehicles stopping to discharge passengers or to pick up passengers then in readiness at the curb,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Fourth avenue between Grant street and Ferry street, southerly side.

Section 8. That paragraph (jj) of Section 2 of said Ordinance, which paragraph (jj) has the following heading:

"(jj) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal, between the hours of 4:30 P. M. and 6:00 P. M., daily except Sunday,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Steuben street between Carson street and a point 100 feet west of Wabash avenue, northerly side.

Section 9. That paragraph (z) of Section 3 of said Ordinance, which paragraph (z) has the following heading:

"(z) Between the hours of 8:00 A. M. and 6:00 P. M., daily except Sunday, the following left turns shall be prohibited,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

From the east on South Main street to the south on Alexander street.

From the east on South Main street to the south on Sanctus street.

From the east on South Main street to the south on Wabash avenue, except street cars.

Section 10. That paragraph (hh) of Section 3 of said Ordinance, which paragraph (hh) has the following heading:

"(hh) The maximum speed limit on the following streets shall be twenty-five (25) miles per hour, except at those locations otherwise restricted by the State Vehicle Code to lower maximum speeds,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Mifflin road from Interboro street to the City Line.

Section 11. That paragraph (mm) of Section 2 of said Ordinance, which paragraph (mm) has the following heading:

"(mm) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal, between the hours of 8:00 A. M. and 9:30 A. M., daily except Sunday,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Forbes street between Craft avenue and Halket street, southerly side.

Section 12. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 20, 1939.

Approved March 27, 1939.

Ordinance Book 49, Page 618.

No. 167

AN ORDINANCE—Setting aside and appropriating the sum of \$5,000.00 from Code Account No. 42-2 Contingent Fund, Budget Adjustments, toward the payment of expenses of the National Encampment of the Grand Army of the Republic to be held in the City of Pittsburgh in August, 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the sum of \$5,000.00, or so much thereof as may be necessary, is hereby set aside and appropriated from Code Account No. 42-2 Contingent Fund, Budget Adjustments, toward the payment of expenses of the National Encampment of the Grand Army of the Republic to be held in the City of Pittsburgh in August, 1939, and the Mayor is hereby authorized and directed to issue and the Controller to countersign warrants drawn on said funds for payment thereof.

Section 2. That all expenditures under the authority of this ordinance shall be approved by the Committee on Finance.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 20, 1939.

Approved March 27, 1939.

Ordinance Book 49, Page 621.

No. 168

AN ORDINANCE—Authorizing and directing the issue and sale of short-term promissory notes of the City of Pittsburgh in the amount of One Million Dollars (\$1,000,000.00) to provide funds to pay for the acquisition of the necessary land and for constructing, equipping, establishing and furnishing a municipal hospital and auxiliary buildings, including engineering and architectural expenses necessary for the proper functioning of the hospital, within the City of Pittsburgh, for the care of persons suffering from infectious, contagious, and other diseases, by the City alone, or jointly with the County of Allegheny, and providing for the redemption of said promissory notes and the payment of interest thereon.

WHEREAS, the corporate authorities of the City of Pittsburgh by Ordinance duly enacted by the Council thereof, and approved by the Mayor thereof on

March 23, 1938, and duly recorded and published as required by law, signified their desire that the indebtedness of said City be increased in the sum of One Million Three Hundred Fifty Thousand Dollars (\$1,350,000.00) for the purposes described in the following ordinance and provided that the question of increasing the indebtedness in said amount for said purposes be submitted to a vote of the Electors of said City at an election held on Tuesday, May 17, 1938, and

WHEREAS, after due legal notice, said election was held and conducted as required by law and a majority of the Electors who voted at said election, voted in favor of said increase of indebtedness and the vote was duly counted by the Court of Quarter Sessions of Allegheny County as required by law and the Clerk of Quarter Sessions made a record thereof, and a certified copy of such record under seal showing the result was furnished as required by law to the corporate authorities of the City of Pittsburgh and the same has been placed of record upon the minutes thereof; Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the proper officers of the City are hereby authorized and directed to issue and sell promissory notes of the City of Pittsburgh in the principal sum of One Million Dollars (\$1,000,000.00) to provide funds to pay for the acquisition of the necessary land and for constructing, equipping, establishing and furnishing a municipal hospital and auxiliary buildings, including engineering and architectural expenses necessary for the proper functioning of the hospital within the City of Pittsburgh for the care of persons suffering from infectious, contagious and other diseases, by the City alone or jointly with the County of Allegheny. The said promissory notes shall be issued in amounts of \$50,000.00 each and shall be dated as of the 1st day of April, 1939, and shall be payable on the 1st day of April, 1940. Said notes shall bear interest at a rate of not less than one-quarter ($\frac{1}{4}\%$) per centum per annum and not exceeding two and one-

half (2½%) per centum per annum to be determined by the acceptance of a bid submitted in accordance with public advertisement, as hereinafter provided, payable semi-annually during the term of said notes from the date thereof, without deduction for any taxes which may be levied thereon or on the debt secured thereby by the Commonwealth of Pennsylvania, except succession or inheritance taxes, pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said note shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City.

Section 2. The sale of said promissory notes shall be advertised once in at least two newspapers of general circulation in the City of Pittsburgh, which advertisement shall provide that bids for said notes will be received at the rates of interest of not less than one quarter (¼%) per centum per annum and not more than two and one-half (2½%) per centum per annum, payable semi-annually, and said notes shall be sold by the Mayor and by the City Controller not earlier than the third calendar business day following said advertisement, as provided by law to the highest responsible bidder who shall offer to purchase the same at the lowest interest rate at which a bid or bids are received; provided, however, that the notes shall be sold at not less than the face value thereof and accrued interest.

Section 3. There is hereby levied and assessed upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, a tax for the year 1940, sufficient to pay the said note at maturity, with interest and state tax thereon. The indebtedness evidenced by said notes may be funded at maturity by the issuance of bonds, pursuant to law, and in said event the tax herein levied shall thenceforth be inoperative.

Section 4. That the said notes shall, by the authority of this ordinance and the Act of Assembly authorizing the same, be entitled to all the rights, privileges, and immunities thereof, and

shall be free from tax, as aforesaid, and for the payment of the principal thereof and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of the City of Pittsburgh are hereby pledged.

Section 5. That said notes shall be executed in the name of the City of Pittsburgh by the Mayor and countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh. In case of the absence or disability of either of such officials, or of their refusal to act, the notes shall be signed by the city official authorized by law or by resolution of Council to act in his place. The form of the notes to be used in pursuance of this ordinance shall be substantially as follows:

\$50,000.00

Pittsburgh, Pa.

-----, 1939
On-----, 1940, the
City of Pittsburgh, Pennsylvania, promises to pay to the order of-----
-----, legal representatives or assigns, the sum of Fifty Thousand Dollars (\$50,000.00), lawful money of the United States, with interest thereon at the rate of-----
per centum (----%) per annum from the date hereof, the interest being payable semi-annually on the-----
day of -----and
-----during the term hereof.

Both principal and interest are payable at the office of the Treasurer of the City of Pittsburgh, Pennsylvania.

This note is issued by the City of Pittsburgh, Pennsylvania, for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, 'An Act authorizing cities of the second class to issue and sell short-term promissory notes,' approved July 12, 1935, P.L. 722; and in pursuance of an ordinance of the City of Pittsburgh duly enacted, recorded and published in the manner required by law; and constitutes a general obligation of the City of Pittsburgh, Pennsylvania, and for the true and faithful payment of the principal hereof, together with the interest and state tax thereon, as herein provided,

the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

The interest hereon shall be payable without deduction for any taxes which may be levied upon this note or on the debt secured thereby, by the Commonwealth of Pennsylvania, except succession or inheritance taxes, pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh.

This note is transferable only on the books of the said City Treasurer. Countersigned:

City Controller.
CITY OF PITTSBURGH

By _____
MAYOR.

(Seal of the City of Pittsburgh)

Registered this _____ day of _____, A.D. 19____,

at the office of the City Treasurer of the City of Pittsburgh, Pennsylvania.

TREASURER.

Section 6. That the proper officers of the City are hereby directed to prepare and file in the Court of Quarter Sessions of Allegheny County, Pennsylvania, a statement in the manner and form required by law in connection with this indebtedness.

Section 7. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 24, 1939.

Approved March 28, 1939.

Ordinance Book 49, Page 621.

No. 169

AN ORDINANCE—Appropriating and setting aside the aggregate sum of \$370,000.00 in the Department of Public Works from Public Improvement Notes 1939, for payment of the City's share of the cost, including necessary engineering and other expenses of grading and regrading, curbing and re-

curbing, paving and repaving and otherwise improving of Bigelow boulevard from a point approximately 525 feet northeast of the intersection of Washington place to a point about 100 feet west of the intersection of Ridgway street, and of approach streets affected thereby, including the construction and reconstruction of sewers, the laying and relaying of water lines, the installation of conduits and poles for street illumination and reconstruction of sidewalks, to be carried out in conjunction with the Department of Highways of the Commonwealth of Pennsylvania.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the sum of Three Hundred Fifty Thousand Dollars (\$350,000.00), or so much thereof as may be necessary, is hereby set apart and appropriated in the Department of Public Works for payment of the City's share of the cost of contracts for grading and regrading, curbing and recurbing, paving and repaving and otherwise improving of Bigelow boulevard, from a point approximately 525 feet northeast of the intersection of Washington place to a point about 100 feet west of the intersection of Ridgway street, and of approach streets affected thereby, including the construction and reconstruction of sewers, the laying and relaying of water lines, the installation of conduits and poles for street illumination, and reconstruction of sidewalks, to be carried out in conjunction with the Department of Highways of the Commonwealth of Pennsylvania, and the sum of Twenty Thousand Dollars (\$20,000.00), or so much thereof as may be necessary, for payment of engineering and other necessary expenses, amounting in the aggregate to Three Hundred Seventy Thousand Dollars (\$370,000.00) from Public Improvement Notes 1939.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 29, 1939.

Approved March 31, 1939.

Ordinance Book 49, Page 624.

No. 170

AN ORDINANCE—Providing for a contract or contracts for the City's share of grading and regrading, curbing and recurbing, paving and repaving and otherwise improving of Bigelow boulevard, from a point approximately 525 feet northeast of the intersection of Washington place to a point about 100 feet west of the intersection of Ridgway street and of approach streets affected thereby, including the construction and reconstruction of sewers, the laying and relaying of water lines, the installation of conduits and poles for street illumination, and reconstruction of sidewalks, to be carried out in conjunction with the Department of Highways of the Commonwealth of Pennsylvania, and providing for the payment of the costs thereof.

WHEREAS, The terms of an agreement authorized and directed to be entered into pursuant to Ordinance No. 112, approved March 4, 1939, between the City of Pittsburgh and the Commonwealth of Pennsylvania, relating to the widening and relocation of Bigelow boulevard, State Highway Route 228, Section 8, between Station 50 plus 25, approximately 525 feet northeast of the intersection of Washington place and Station 159 plus 60, approximately 100 feet west of the intersection of Ridgway street and for the payment of the City's share of the cost thereof and further obligates said City to enact legislation as may be necessary for the consummation of said improvement, including the entering into of a contract or contracts for the share of the work for which the cost thereof is not to be borne by funds supplied by the State Department of Highways.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to enter into a contract or contracts with the successful bidder or bidders to whom the contract or contracts may be awarded by the Secretary of Highways of the Commonwealth of Pennsylvania, for the portion of the improve-*

ment provided for by the above referred to agreement for which the physical cost is not borne by the Department of Highways of the said Commonwealth, in an amount not exceeding Three Hundred Forty Thousand Dollars (\$340,000.00), chargeable to and payable from Public Improvement Notes, 1939.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 29, 1939.

Approved March 31, 1939.

Ordinance Book 49, Page 625.

No. 171

AN ORDINANCE — Authorizing the issuance of a warrant in favor of the Bell Telephone Co. of Pennsylvania, in the sum of \$12,278.05, in payment for services furnished for the benefit of the City, without previous authority of Law.

WHEREAS, Pending awarding of contract for furnishing Telephone Service to the City of Pittsburgh and maintenance of the Telephone Typewriter System in Bureau of Police, for year 1939, it was necessary to continue this service with the Bell Telephone Company of Pennsylvania, and

WHEREAS, Under the provisions of the Act of May 23, 1874, known as the "WALACE ACT," authority is provided for payment of services furnished for the benefit of the City without previous authority of Law, Now, Therefore.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Bell Telephone Company for \$12,278.05, in payment for services furnished from January 1 to March 6, 1939, chargeable to Code Account No. 1472-B, Miscellaneous Services, Bureau of Electricity, Department of Public Safety.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 24, 1939.

Approved April 1, 1939.

Ordinance Book 49, Page 626.

No. 172

AN ORDINANCE — Authorizing the issuance of a warrant in favor of the Pittsburgh Printing Company for \$250.00.

WHEREAS, The Pittsburgh Printing Company incurred expenses in the amount of \$250.00 for overtime and extra charges in order to expedite the delivery of the Departmental Estimates for the Budget of 1939, and

WHEREAS, Under the provisions of the Act of May 23, 1874 known as "The Wallace Act" the City of Pittsburgh is authorized to direct the payment of any claim against the City without previous authority of Law where the City has received the benefit of the same, Now, Therefore.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Pittsburgh Printing Company in the amount of \$250.00 in full payment for overtime and extra charges in printing the Departmental Estimates for the Budget of 1939 and charge the same to Code Account No. 1018—Supplies, Office of the Mayor.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 24, 1939.

Approved April 1, 1939.

Ordinance Book 49, Page 627.

No. 173

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Welfare to lease the building situated at 317 and 319 Penn Avenue from C. C. McKallip & Co., to carry out and complete an unemployment relief project as provided for in Ordinance No. 200, approved June 5th, 1937, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Welfare be and they are hereby authorized to lease the building situated at 317 and 319 Penn Avenue, from C. C. McKallip & Co., to carry out and complete an unemployment relief project as provided for in Ordinance No. 200, approved June 5th, 1937, at an annual rental of \$15,000.00 payable from and chargeable to Bond Fund No. 138, Public Welfare Relief Bonds.*

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 24, 1939.

Approved April 1, 1939.

Ordinance Book 49, Page 627.

No 174

AN ORDINANCE — Amending Section 12, City Planning Commission, of Ordinance No. 618 entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law on January 9, 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a portion of Section 12, City Planning Commission, of Ordinance No. 618 entitled, "An Ordinance fixing the number*

of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law on January 9, 1939, which reads as follows:

"One Junior Statistician...\$165.00 per mo.
One Senior Statistician...\$195.00 per mo."
shall be and the same is hereby amended to read:

One Junior Research Draftsman.....
.....\$165.00 per mo.
One Senior Research Draftsman.....
.....\$195.00 per mo.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 24, 1939.

Approved April 1, 1939.

Ordinance Book 49, Page 628.

No. 175

AN ORDINANCE—Amending portions of Sections 84, 86, 87 and 88, Department of Public Works, of an Ordinance which became a law January 9th, 1939, entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That portions of Sections 84, 86, 87 and 88 of an Ordinance, which became a law January 9th, 1939, entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," shall be and the same are amended in the following manner.

DEPARTMENT OF PUBLIC WORKS BUREAU OF RECREATION

Section 84. Summer Playgrounds—

"Forty-two Swimming Guards.....

.....\$5.25 each per day"

shall be amended to read:

"Nineteen Head Swimming Guards..

.....\$5.50 each per day

Twenty-three Swimming Guards....

.....\$5.00 each per day"

Section 86. Oliver Swimming Pool—
"Swimming Guard....\$5.25 per day"
"Swimming Guard, for ninety-eight
days per annum.....\$5.00 per day"

shall be amended to read:

Section 87. Sue Murray Swimming
Pool and Bath House:

"Three Swimming Guards.....
.....\$5.25 each per day"

shall be amended to read:

"One Head Swimming Guard.....
.....\$5.00 per day

Two Swimming Guards.....
.....\$5.00 each per day"

Section 88. Carnegie Lake Swimming
Pool:

"Eight Swimming Guards for nine-
ty-eight days each per annum....
.....\$5.25 each per day"

shall be amended to read:

"Eight Swimming Guards for nine-
ty-eight days each per annum....
.....\$5.00 each per day."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 24, 1939.

Approved April 1, 1939.

Ordinance Book 49, Page 628.

No. 176

AN ORDINANCE—Amending Section 1 and the title of an Ordinance entitled, "An Ordinance supplementing Section 30, Department of Lands and Buildings, and Section 69, Bureau of Water, Distribution Division, of an Ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 9, 1939," approved March 17, 1939, amending Section 30, Department of Lands and Buildings, and amending Section 56, Bureau of Highways and Sewers, Division Offices, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Section 1 and the title of an Ordinance entitled, "An Ordinance supplementing Section 30, Department of Lands and Buildings, and Section 69, Bureau of Water, Distribution Division, of an Ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 9, 1939," approved March 17, 1939, shall be and the same is hereby amended by striking out the words "Section 30" and by inserting in lieu thereof the words "Section 29," and amending Section 30, Department of Lands and Buildings, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939, the portion which reads:*

Plasterers-----\$9.00 each per day to read

Plasterers-----\$14.00 each per day and amending Section 56, Bureau of Highways and Sewers, Division Offices, of said ordinance, by striking out the item:

"223 Laborers, April, May and June, 13435 days-----\$5.00 each per day" And by inserting in lieu thereof, the items:

"269 Laborers, April, May and June-----\$5.00 each per day."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 24, 1939.

Approved April 1, 1939.

Ordinance Book 49, Page 629.

No. 177

AN ORDINANCE—Authorizing the Director of the Department of Public Safety to engage the services of Thomas H. B. Patterson for consultation

and editing of a new Police Manual now in the course of preparation, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Director of the Department of Public Safety be and he is hereby authorized and directed to engage the services of Thomas H. B. Patterson, for the purpose of consultation and editing of a new Police Manual, now in the course of preparation for use in the Bureau of Police, at a cost not exceeding \$100.00, chargeable to and payable from Code Account No. 1447-B, Miscellaneous Services, Bureau of Police, Department of Public Safety.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 24, 1939.

Approved April 1, 1939.

Ordinance Book 49, Page 630.

No. 178

AN ORDINANCE—Amending Ordinance No. 358, approved August 8, 1938, entitled "An Ordinance authorizing and directing the proper officers of the City of Pittsburgh to stipulate in the contract documents upon which contracts for the construction, alteration or repairs of any public work or improvement, upon which the Federal Government through the Public Works Administration has made a grant, are entered into, minimum wages to be paid to laborers and mechanics, and providing for the stipulation of penalties in such contracts where such minimum wage stipulations are violated, and for the recovery of such penalties and their return in certain cases," as amended by Ordinance No. 390, approved August 22, 1938.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That portions of Section 1 of Ordinance No.*

358, approved August 8, 1938, entitled—
 "An Ordinance authorizing and directing the proper officers of the City of Pittsburgh to stipulate in the contract documents upon which contracts for the construction, alteration or repairs of any public work or improvement, upon which the Federal Government through the Public Works Administration has made a grant, are entered into, minimum wages to be paid to laborers and mechanics, and providing for the stipulation of penalties in such contracts where such minimum wage stipulations are violated, and for the recovery of such penalties and their return in certain cases," as amended by Ordinance No. 390, approved August 22, 1938, shall be amended in the following manner:

By addition of the following trades or occupations and hourly wage rates:

Blockstone Pavers	\$1.62½
Brick Pavers and Droppers.....	1.62½
Rammers	1.25
Curb Cutters and Setters	1.50
Powder Men or Blasters' Helpers..	1.00
Sewer Laborers—(Trenches over 10' deep)87½
Tunnel Miners	1.25
Tunnel Muckers85
Tamper Operators—Mechanical...	.75
Asphalt Rakers90

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 24, 1939.

Approved April 1, 1939.

Ordinance Book 49, Page 631.

No. 179

AN ORDINANCE—Appropriating and setting aside the aggregate amount of \$1,000,000.00 from the proceeds derived from the sale of \$1,000,000.00 short term promissory notes for the payment of the costs, including engineering and other necessary expenses, for constructing, equipping, establishing and furnishing of a Municipal Hospital and auxiliary buildings in the Department of Public Health.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the sum of \$1,000,000.00 be and the same is hereby set apart and appropriated in the Department of Public Health, from the proceeds derived from the sale of \$1,000,000.00 short-term promissory notes for payment of the cost, including engineering and other necessary expenses, for constructing, equipping, establishing and furnishing of a Municipal Hospital and auxiliary buildings in the Department of Public Health.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 24, 1939.

Approved April 1, 1939.

Ordinance Book 49, Page 632.

No. 180

AN ORDINANCE—Appropriating sums totalling Eight Thousand (\$8,000.00) Dollars from Public Improvement Notes, 1939, Bond Fund 139, for the City's share of the cost of certain improvements to Highland Park and Schenley Park and to the public park opposite and south of Buhl Planetarium, commonly known as "Ober Park," all to be carried out by the Department of Public Works in conjunction with the Federal Works Progress Administration.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That sums totalling Eight Thousand (\$8,000.00) Dollars, or so much of each as may be necessary, shall be and the same are hereby appropriated from Public Improvement Notes 1939, Bond Fund 139, for the payment of the City's share of the cost of certain improvements to Highland Park and Schenley Park and to the public park opposite and south of Buhl Planetarium, commonly known as "Ober Park," all

to be carried out by the Department of Public Works in conjunction with the Federal Works Progress Administration, for the purposes and in the amounts hereinbelow set forth:—

Item	Description	Amount
1	For Highland Park and Schenley Park -----	\$3,000.00
	Highland Park—Rose Garden Plants and planting Materials.	
	Schenley Park — Azalea Garden, Perennial Garden and Westinghouse Memorial, Plants and Planting Materials.	
2	For Public Park Opposite and South of Buhl Planetarium, commonly known as "Ober Park," Plants and Planting Materials and Other Improvements	5,000.00
	Total-----	\$8,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 24, 1939.

Approved April 1, 1939.

Ordinance Book 49, Page 632.

No. 181

AN ORDINANCE—Appropriating and setting aside the aggregate amount of \$705,500.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program, from the proceeds to be derived from the sale of General Public Improvement Notes C-1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the following sums, or so much thereof as may be necessary, are hereby set apart and appropriated from General Public Improvement Notes C-1939, for the payment of the cost, including engineering and other necessary expenses, for making improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program:*

Pa. Docket No.	Construction Cost	Engineering and Other Necessary Expenses	Total
1590	Sewerage systems in Four Mile Run, Negley Run Drainage Basins, Homewood Avenue and Fifth Avenue -----	\$10,000.00	\$10,000.00
1591	Water Storage Tanks, Lincoln, Allentown and Squirrel Hill Districts. Pipe line replacement on Smallman Street and reinforcing main in the Oakland Heights District -----	5,000.00	5,000.00
1600	10 Field Houses in Playgrounds and 2 Comfort Stations in Parks -----	7,500.00	7,500.00
1601	Lanpher Main Reinforcement -----	1,500.00	1,500.00
1631	Sewerage System in 33rd Street Drainage Basin -----	\$300,000.00	\$20,000.00
1633	Bath and Field Houses in Magee and Cowley Goettman Playgrounds -----	4,500.00	4,500.00
2015	Bloomfield Bridge Sidewalk and Corliss Station Bridge Reconstruction -----	2,000.00	2,000.00
			\$320,000.00

2132	Mission Street Bridges Reconstruction and River Avenue Viaduct -----	5,000.00	5,000.00
2193	Widening and Repaving of Streets—Schedule "C" -----	340,000.00	10,000.00
		350,000.00	
	TOTALS -----	\$640,000.00	\$65,500.00
			\$705,500.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 24, 1939.

Approved April 1, 1939.

Ordinance Book 49, Page 633.

No. 182

AN ORDINANCE—Appropriating sums totalling Two Hundred Twenty-eight Thousand Dollars (\$228,000.00) from General Public Improvement Notes "B" 1939 for the payment of the City's share of the cost of Unemployment Relief Projects, to be carried out by the Department of Public Works and the Department of City Planning, each in conjunction with the Federal Works Progress Administration.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That sums totalling Two Hundred Twenty-eight Thousand Dollars (\$228,000.00) from General Public Improvement Notes "B" 1939, or so much of each as may be necessary, shall be and the same are hereby appropriated for the payment of the City's share of the cost of Unemployment Relief Projects, to be carried out by the Department of Public Works and the Department of City Planning, each in conjunction with the Federal Works Progress Administration, for the purposes and in the amounts hereinbelow set forth:*

DEPARTMENT OF PUBLIC WORKS		
Item	No.	Description
		Amount
	1	Dirt Street Improve-ments -----
		\$ 93,000.00
	2	For Repairs of Surfaced Streets -----
		1,000.00
	3	For Repairs and Improve-ments of City Steps----
		2,000.00

4	For Construction and Re-construction of Curbs and Sidewalks along frontage of private and public pro- perties -----	3,000.00
5	For Repairs and Improve-ments of City Parks-----	25,000.00
6	For Repairs and Improve-ments of City Play-grounds -----	12,000.00
7	For Repairs and Construc-tion of Sewers -----	15,000.00
8	For Replacements and Ex-tensions of City Water Mains -----	16,000.00
9	For Sealing Abandoned Mines and Checking Mine Fires -----	1,000.00
10	For Repairs and Construc-tion of City Cribs, Walls and Barriers -----	10,000.00
11	For Payment of Salaries, Wages and Miscellaneous Services, Engineering, Clerical, Inspection and Supervision Expenses ---	22,000.00
12	For Rental of Office or Warehouse Space, Rental or Purchase of Tools, Equipment, Instruments, Office and Drafting Room Furniture, Equipment and Appliances; Rentals of Truck, Plant or Field Equipment; Purchase of Materials and Supplies; Expenses on account of Miscellaneous Services, Minor Repairs, Transpor-tation, Engineering and Clerical Payrolls, and such other Incidental and Con-tingent Expenditures for which need may arise in the Progress of the Work	6,500.00
13	For Automobile Transpor-tation for Engineers, Over-seers and Supervisors em-ployed on the Supervision of Unemployment Relief Projects -----	500.00

14 Sewers and water lines for
Bedford Dwellings Housing Project ----- 15,000.00

Sub-total -----\$222,000.00

Total -----\$228,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 24, 1939.

Approved April 1, 1939.

Ordinance Book 49, Page 634.

No. 183

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to improve Highland Park, Schenley Park and the public park opposite and south of the Buhl Planetarium, commonly known as "Ober Park," all in conjunction with the Federal Works Progress Administration, providing for the performance of such work as may not be assumed by the Federal Works Progress Administration, and for the payment of the City's share of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to improve (a) Highland Park, by planting a rose garden, (b) Schenley Park, by planting trees, shrubs and other plants at and near the azalea garden, the perennial garden and the Westinghouse Memorial, and (c) the public park opposite and south of the Buhl Planetarium, commonly known as "Ober Park," by making lawns and planting trees, shrubs and other plants; and to do all work incidental thereto in conjunction with the Federal Works Progress Administration.

Section 2. That the Mayor and the Director of the Department of Public

Works shall be and they are hereby authorized to make application to the Federal Works Progress Administration as may be required for the performance of said work.

Section 3. That the Director of the Department of Public Works be and he is hereby authorized and directed to requisition the purchase of supplies, materials, tools and equipment by the Director of the Department of Supplies; to rent tools, equipment and motor trucks, and to pay for engineering and supervisory expenses; minor repairs, miscellaneous services, rented space, and such other incidental costs as may not be defrayed by the Federal Works Progress Administration, all as may be necessary for the proper execution of the work.

Section 4. That the costs of the work and the services required to be performed by the City of Pittsburgh on each of the foregoing named improvements, up to the amounts respectively set forth below, shall be and the same are hereby made chargeable against the funds appropriated therefor, and the Mayor is hereby authorized and directed to issue and the Controller to countersign warrants drawn on said funds for the payment of said costs:—

Highland Park -----	\$ 450.00
Schenley Park -----	2,550.00
Public Park opposite Buhl Planetarium -----	5,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 24, 1939.

Approved April 1, 1939.

Ordinance Book 49, Page 636.

No. 184

AN ORDINANCE — Authorizing the Pittsburgh Park and Playground Society to conduct Night Floral Exhibitions in Phipps Conservatory.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council*

assembled, and it is hereby ordained and enacted by the authority of the same, That the Pittsburgh Park and Playground Society is hereby given and granted the privilege, under the supervision and control of the Director of the Department of Public Works, to conduct night floral exhibitions within the Phipps Conservatory Building in Schenley Park, for a period not exceeding twelve months, beginning April 1st, 1939, said exhibitions to be held at such times as the Society and the Director of the Department of Public Works may deem practical; and said exhibitions to be given between the hours of 5:00 o'clock P.M. and 11:00 o'clock P.M., the single admission fee to be not more than Twenty-five (25c) cents.

Section 2. That said Society shall have charge of the proposed exhibitions and all proceeds from such exhibitions shall be collected and received by the Pittsburgh Park and Playground Society, and shall be expended and used by said Society for the payment of the purchase and installation of the electric lighting system which was installed by authority of Ordinance No. 31, approved March 9th, 1936, and for the expense of the operation of the same, and for the betterment and improvement of Phipps Conservatory in Schenley Park, except that the cost of electric energy used during exhibitions may be included in and charged to the regular appropriation for supplies for the Bureau of Parks.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 24, 1939.

Approved April 1, 1939.

Ordinance Book 49, Page 637.

No. 185

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Supplies to compile data for and install modern visible cumulative commodity purchase index; cumulative vender purchase

record; comprehensive catalog index and refile all documents pertinent to purchase orders involved, in conjunction with the Federal Works Progress Administration; providing for the performance of such work as may not be assumed by the Works Progress Administration, and for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Department of Supplies be and they are hereby authorized and directed to install modern visible cumulative commodity purchase index; cumulative vender purchase records; comprehensive catalog index and refile all documents pertinent to purchase orders involved, in conjunction with the Federal Works Progress Administration.*

Section 2. That the Mayor and the Department of Supplies be and they are hereby authorized and directed to make application to the Federal Works Progress Administration as may be required for the performance of said work.

Section 3. That the Department of Supplies be and is hereby authorized and directed to requisition the purchase of supplies, materials, tools and equipment by the Director of the Department of Supplies and to pay for supervisory and clerical expenses, miscellaneous services and all such costs where the same are not borne by the Federal Works Progress Administration, all as may be necessary for the proper performance of such work.

Section 4. That the cost of work and services required to be performed by the City of Pittsburgh shall be and the same is hereby made chargeable against the fund to be provided therefor, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said fund for the payment of said cost and expense.

Section 5. That the City Controller be and he is hereby authorized and directed to sign the application for this project and the funds will be made available when needed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 24, 1939.

Approved April 1, 1939.

Ordinance Book 49, Page 637.

No. 186

AN ORDINANCE—Providing for the letting of a contract for One Auto Truck for the Bureau of Tests, Dept. of Public Works, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder or bidders for the furnishing and delivery of One Auto Truck at a cost not to exceed the sum of \$500.00 including the trade-in of One old Ford Pick Up Truck, City Registry No. 801 for the Bureau of Tests, Department of Public Works, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1947-F, Equipment, Bureau of Tests.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 24, 1939.

Approved April 1, 1939.

Ordinance Book 49, Page 638.

No. 187

AN ORDINANCE—Providing for the letting of a contract for the furnishing and delivery of One Roller for the Bureau of Highways and Sewers, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of One Roller at a cost not to exceed the sum of \$4,500.00 including the trade-in of One 10 Ton Tamden Roller, serial No. A 420, purchased in 1928 for the Bureau of Highways and Sewers, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1661-F, Equipment, Asphalt Plant, Bureau of Highways and Sewers.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 24, 1939.

Approved April 1, 1939.

Ordinance Book 49, Page 639.

No. 188

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of Three Automatic Street Sweepers for the Bureau of Highways and Sewers and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council*

assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Three Automatic Street Sweepers at a cost not to exceed the sum of \$12,000.00 for the Bureau of Highways and Sewers, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1629-F Equipment, Bureau of Highways and Sewers.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 24, 1939.

Approved April 1, 1939.

Ordinance Book 49, Page 639.

No. 189

AN ORDINANCE—Providing for a contract or contracts for the construction of a ten (10") inch and eighteen (18") inch sewer in Schenley Park, from Carnegie Library to the existing trunk sewer crossing Schenley Park at a point about 255' south of Forbes street, and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be, and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the construction of a ten (10") inch and eighteen (18") inch sewer, as shown*

on Plan Accession No. D-5224, on file in the Bureau of Engineering, Department of Public Works, in accordance with the laws and ordinances governing the said City, in an amount not to exceed the sum of FOUR THOUSAND EIGHT HUNDRED DOLLARS (\$4,800.00), chargeable to and payable from Code Account No. 1540, Sewer Repair Schedule.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 24, 1939.

Approved April 1, 1939.

Ordinance Book 49, Page 640.

No. 190

AN ORDINANCE—Amending Section 1 of Ordinance No. 539, approved November 23, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, bridges and viaducts, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor," as amended by Ordinance No. 561, approved December 6, 1938, Ordinance No. 2, approved January 16, 1939, and Ordinance No. 37, approved January 27, 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Amending Section 1 of Ordinance No. 539, approved November 23, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, bridges and viaducts, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof*

from funds otherwise appropriated therefor," as amended by Ordinance No. 561, approved December 6, 1938, Ordinance No. 2, approved January 16, 1939, and Ordinance No. 37, approved January 27, 1939, shall be amended in the following manner:

The line which reads;
2299 Broadhead Fording Road
Relief Sewer -----\$75,000.00
shall be amended to read;
2299 Broadhead Fording Road
Relief Sewer -----\$69,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 24, 1939.

Approved April 1, 1939.

Ordinance Book 49, Page 641.

No. 191

AN ORDINANCE—Amending Section 1 of Ordinance No. 566, approved December 6, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park, recreation and water systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor," as amended and supplemented.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 1 of Ordinance No. 566, approved December 6, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park, recreation and water systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs

thereof from funds otherwise appropriated therefor," as amended and supplemented shall be amended in the following manner:

The lines which read;
2299 Lakewood, Rudolph, Valley Rue and Nittany Streets, from Lorenz Avenue to Ace Way-----\$32,000.00
shall be amended to read;
2299 Lakewood, Rudolph, Valley Rue and Nittany Streets, from Lorenz Avenue to Ace Way-----\$37,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 14, 1939.

Approved April 1, 1939.

Ordinance Book 49, Page 641.

No. 192

AN ORDINANCE—Providing for a contract or contracts for the construction of a sewer on private property of the City of Pittsburgh and J. K. Davison and Brother, and across Thirtieth street, to provide necessary drainage facilities for the proposed Incinerator Plant for the City of Pittsburgh; providing for the payment of the cost thereof; providing therefor an easement through property of J. K. Davison and Brother for the construction and maintenance of said sewer, and providing for adjudication of damages occasioned thereby and for payment of the cost and expense thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works be and are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the construction of a sewer on private property of the City of Pittsburgh and J. K. Davison and Brother and across Thirtieth street, to provide necessary

drainage facilities for the proposed incinerator Plant for the City of Pittsburgh, in conformity with laws and ordinances governing said City; said sewer to be constructed in conformity with Plan Accession No. D-5581, on file in the Bureau of Engineering, Department of Public Works. The cost thereof up to an amount not exceeding Two Thousand Five Hundred Dollars (\$2,500.00) to be made chargeable to and payable from Bond Fund 119, Incinerator Bonds—1934.

Section 2. That an easement of a strip of ground of sufficient width to construct and maintain said sewer is hereby appropriated from the property of J. K. Davison and Brother.

Section 3. Damages occasioned by the appropriation of said property for the construction and maintenance of said sewer shall be adjudicated in conformity with law and the cost and expense so occasioned are hereby made chargeable to and payable from Bond Fund 119, Incinerator Bonds—1934.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 24, 1939.

Approved April 1, 1939.

Ordinance Book 49, Page 642.

No. 193

AN ORDINANCE—Re-establishing the grade of **ELMORE STREET**, from Rose street to Reed street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the easterly 7-foot curb line of **ELMORE STREET**, from Rose street to Reed street, be and the same is hereby re-established as follows, to wit:

Beginning at the southerly 10-foot curb line of Rose street at an elevation of 1053.73 feet (curb as set); thence rising by a concave parabolic curve for a distance 20.0 feet to a point of

tangent, to an elevation of 1054.10 feet; thence rising at the rate of 3.66% for a distance of 166.0 feet to a point of curve, to an elevation of 1060.17 feet; thence by a convex parabolic curve for a distance of 100.0 feet to the northerly 10-foot line of Reed street, to an elevation of 1061.50 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 24, 1939.

Approved April 1, 1939.

Ordinance Book 49, Page 643.

No. 194

AN ORDINANCE—Establishing the grade of **REED STREET**, from Elmore street to Falcon way.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the northerly 10-foot line of **REED STREET**, from Elmore street to Falcon way, be and the same is hereby established as follows, to wit:

Beginning at the easterly 7 foot line of Elmore street, at an elevation of 1061.50 feet; thence falling at the rate of 1.0% for a distance of 149.81 feet to the westerly line of Falcon way, to an elevation of 1060.0 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 24, 1939.

Approved April 1, 1939.

Ordinance Book 49, Page 644.

No. 195

AN ORDINANCE—Establishing the grade of **REED STREET**, from Devilliers street to a point 85.0 feet east of Calliope street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the southerly 10-foot line of REED STREET, from Devillers street to a point 85.0 feet east of Calliope street, be and the same is hereby established as follows, to wit:*

Beginning at the easterly line of Devillers street, at an elevation of 1019.50 feet; thence rising at the rate of 16.2% for a distance of 32.0 feet, to an elevation of 1024.68 feet; thence rising at the rate of 10.1% for a distance of 18.0 feet to an elevation of 1026.50 feet; thence rising at the rate of 8.50% for a distance of 147.0 feet, to an elevation of 1039.0 feet; thence rising at the rate of 6.94% for a distance of 245.0 feet, to an elevation of 1056.0 feet; thence rising at the rate of 2.5% for a distance of 13.0 feet to an elevation of 1056.32 feet; thence rising at the rate of 27.0% for a distance of 12.50 feet to a point 85.0 feet east of the easterly line of Calliope street, to an elevation of 1059.70 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 24, 1939.

Approved April 1, 1939.

Ordinance Book 49, Page 644.

No. 196

A^N ORDINANCE — Vacating OXLINE (formerly Ogden, formerly Ohio) STREET, in the Twenty-first Ward of the City of Pittsburgh, (originally laid out as an unnamed 50-foot street adjacent and parallel to the Ohio River, in the Manchester Plan, Plan Book Vol. 1, page 12), from the southerly line of Juniata street to the northerly line of Roalman street; providing for the closing of said street and the return of the land included therein to the owners thereof, free and discharged of any easements or property rights relating to a right of passage thereon or

thereover, arising out of the sale of lots by reference to said Plan, and the taking and extinguishing of all such easements or property rights, and providing for the assessment of damages occasioned thereby against properties peculiarly benefited.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That OXLINE STREET, in the Twenty-first Ward of the City of Pittsburgh (originally laid out as an unnamed 50-foot adjacent and parallel to the Ohio River, in the Manchester Plan of Lots, recorded in the Recorder's Office of Allegheny County, Pennsylvania, in Plan Book Vol. 1, page 12), between the southerly line of Juniata street and the northerly line of Roalman street, be and the same is hereby vacated.*

Section 2. That the public welfare, health and safety require the closing of the portion of said street so vacated, and that the land included therein revert to the owners thereof free and discharged of any easements or property rights relating to the right of passage thereon or thereover, arising out of the sale of lots by reference to said Plan. To this end all such easements or property rights are hereby taken, appropriated, condemned and extinguished.

Section 3. The damages caused thereby shall be assessed against and collected from properties peculiarly benefited thereby in accordance with the Acts of Assembly of this Commonwealth, relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 24, 1939.

Approved April 1, 1939.

Ordinance Book 49, Page 645.

No. 197

A^N ORDINANCE—Widening WILMOT STREET, from Parkview avenue to

Juno street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby; and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That WILMOT STREET, from Parkview avenue to Juno street, be and the same is hereby widened to a variable width by taking for public use for highway purposes the following described property, to wit:*

Beginning on the easterly line of Parkview avenue, at a point of curve on the southerly line of Wilmot street as opened by Ordinance No. 558, approved December 2 1938, said point of curve being 8.0 feet southwardly along the easterly line of Parkview avenue from the southerly line of the Boulevard of the Allies produced; thence extending along the southerly line of Wilmot street as opened, by the above mentioned Ordinance, by the arc of a circle deflecting to the right, with a radius of 10.0 feet and a central angle of 99°, for an arc distance of 15.71 feet to a point of reverse curve on the said southerly line of Wilmot street; thence eastwardly continuing along the same by the arc of a circle deflecting to the left, with a radius of 368.04 feet and a central angle of 18° 21' 20", for an arc distance of 117.91 feet to a point of tangent on the same; thence continuing along the same by the tangent, North 83° 05' 40" East, 137 feet to the easterly line of property of the National Union Fire Insurance Company; thence along the same, South 11° 27' West, 9.48 feet to a point; thence continuing along the same, North 83° 05' 40" East, 79.73 feet to a point; thence continuing along the same, North 6° 54' 20" West, 6.0 feet to a point; thence continuing along the same, north 83° 05' 40" East 90.0 feet, more or less, to the westerly line of Juno street; thence southwardly along the westerly line of Juno street, 98.0 feet, more or less, to the southerly line of property now or later of H. F. White; thence westwardly perpendicular

to the westerly line of Juno street, along the southerly line of property now or later of H. F. White and property of the National Union Fire Insurance Company, 286.44 feet, more or less, to the easterly line of Parkview avenue; thence along the easterly line of Parkview avenue, North 11° 27' 00" East, 18.97 feet to the place of beginning.

Section 2. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to cause said WILMOT STREET, from Parkview avenue to Juno street, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages and expenses occasioned thereby, and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania, relating thereto and regulating the same, and the City's share thereof shall be chargeable to and payable from Docket No. Pa. 1967-F, heretofore established as the account for all funds required for reconstructing the Wilmot Street Bridge, as a Federal Emergency Administration of Public Works Docket.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 24, 1939.

Approved April 1, 1939.

Ordinance Book 49, Page 646.

No. 198

A^N ORDINANCE—Fixing the location of a portion of the relief sewer in the 33rd Street Drainage Basin that is to be constructed partly on public property and partly on private property as otherwise authorized by Ordinance of Council, extending from a point on private property of the American Smelting and Refining Company, southeast of South Winebiddle avenue (Vacated); thence northwestwardly,

southwestwardly and westwardly to a point at or near the private property of the Schuylkill Improvement Land Company of Philadelphia, and providing for an easement on property owned by the American Smelting and Refining Company, the Pennsylvania Railroad Company, Robert T. M. McCready, Edward J. McKenna, Jerry Mattarock et ux, Ella Blundon, Charles F. Goettman and Edna G. Forner, Charles Purcell, and the Peoples Savings and Trust Company, for the construction and maintenance of this portion of said relief sewer so located, and providing for adjudication of damages occasioned thereby and for the payment of the costs and expenses thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the location of a portion of the relief sewer in the 33rd Street Drainage Basin that is to be constructed partly on public property and partly on private property as otherwise authorized by Ordinance of Council, extending from a point on private property of the American Smelting and Refining Company, southeast of South Winebiddle avenue (vacated); thence northwestwardly, southwestwardly and westwardly to a point at or near the private property of the Schuylkill Improvement Land Company of Philadelphia, is hereby fixed as follows:

Commencing by intercepting the existing trunk sewer on the private property of the American Smelting and Refining Company at a point about 30' Southeast of South Winebiddle avenue (vacated); thence northwestwardly, southwestwardly and westwardly, on, over, across and through the private property of the American Smelting and Refining Company to the northwest line of South Winebiddle avenue (vacated); at the private property of the Pennsylvania Railroad Company; thence southwestwardly and westwardly on, over, across and through the private properties of the Pennsylvania Railroad Company and Robert T. M. McCready, to South Millvale avenue; thence westwardly across South Millvale avenue to private property of Edward J. McKenna; thence westwardly on, over, across and through the private proper-

ties of Edward J. McKenna, Jerry Mattarock et ux, Ella Blundon, Charles F. Goettman and Edna G. Forner, Charles Purcell, and the Peoples Savings and Trust Company to Enfield street; thence westwardly across Enfield street to the private property of the Peoples Savings and Trust Company; thence westwardly on, over, across and through private property of the Peoples Savings and Trust Company, to a point at or near the private property of the Schuylkill Improvement Land Company of Philadelphia, as shown on Plans Accession Nos. D-5538 and D-539, on file in the Bureau of Engineering, Department of Public Works.

Section 2. That an easement of a strip of ground of sufficient width to construct and maintain said relief sewer is hereby appropriated from the properties of the American Smelting and Refining Company, the Pennsylvania Railroad Company, Robert T. M. McCready, Edward J. McKenna, Jerry Mattarock et ux, Ella Blundon, Charles F. Goettman and Edna G. Forner, Charles Purcell, and the Peoples Savings and Trust Company.

Section 3. Damages occasioned by the appropriation of said property for the construction and maintenance of said relief sewer so located shall be adjudicated in conformity with law and the cost and expense occasioned are hereby made chargeable to and payable from the Construction Fund designated as P. W. A. Docket No. Pa. 1631-F.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same effects this ordinance.

Passed March 24, 1939.

Approved April 1, 1939.

Ordinance Book 49, Page 647.

No. 199

AN ORDINANCE—Amending Ordinance No. 341, approved August 3, 1925, entitled "An Ordinance regulating the quality of iron and steel and the design, fabrication and use of iron and

steel in the construction of buildings and structures in the City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Ordinance No. 341, approved August 3, 1925, entitled, "An Ordinance regulating the quality of iron and steel and the design, fabrication and use of iron and steel in the construction of buildings and structures in the City of Pittsburgh," be amended as follows:*

Strike out Paragraph (b) of Section 18 and substitute the following:

(b) For light construction such as marquees, roof signs, skylights, miscellaneous bracing and other similar light forms of construction, the thickness of the material shall not be less than 3/16 inch.

Strike out Paragraph (c) of Section 23 and re-letter the succeeding paragraphs (d) and (e) of the same Section to (c) and (d) respectively.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 24, 1939.

Approved April 1, 1939.

Ordinance Book 49, Page 648.

No. 200

AN ORDINANCE—Amending Ordinance

No. 405, approved October 16, 1924, entitled, "An Ordinance regulating the construction alteration, additions to, demolition, arrangement, and the use and occupancy of buildings, structures, party walls, and appurtenances thereto, for which provisions are not directly and specifically made by ordinances regulating the classifications of occupancy, and in addition thereto supplementing said ordinances; defining certain words and terms used in the building regulations of the City of Pittsburgh; providing standards for equipment, apparatus and appurtenances thereto, and providing penalties for

violation of the provisions of this ordinance."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Ordinance No. 405, approved October 16, 1924, entitled "An Ordinance regulating the construction, alteration, additions to, demolition, arrangement, and the use and occupancy of buildings, structures, party walls, and appurtenances thereto, for which provisions are not directly and specifically made by ordinances regulating the classifications of occupancy, and in addition thereto supplementing said ordinances; defining certain words and terms used in the building regulations of the City of Pittsburgh; providing standards for equipment, apparatus and appurtenances thereto, and providing penalties for violation of the provisions of this ordinance," be amended by striking out Section 16 and substituting the following:*

Section 16.

OUTSIDE FIRE ESCAPES

(1) **When Required.** Whenever in the opinion of the Superintendent of the Bureau of Building Inspection the exit facilities of an existing building do not conform to the requirements of the ordinances regulating occupancy, he shall have the authority to require installation of outside fire escapes.

(2) **Location.** Every fire escape shall be located on the building, so as to provide the best means of escape therefrom and as remote as practicable from other means of exit. When there is safe egress from the roof of the building to any adjoining structure and the pitch of the roof does not exceed twenty degrees, the fire escape stairway shall continue to the roof.

(3) **Plans.** Plans in duplicate shall be furnished showing layout of the various floors, elevation of the fire escape side of the building, location and details of the fire escape, and location, dimensions and fire protection of doors and windows.

(4) **Construction.**

(a) **General.** Outside fire escapes shall be constructed of incombustible materials and shall be designed to

carry a uniform live load of not less than one hundred pounds per square foot of all landings and balconies and of the horizontal projection of all stairways. The minimum thickness of members, except rolled structural shapes, other than angles, shall be one-quarter inch and the minimum diameter of rivets and bolts shall be five-sixteenths inch.

(b) **Width.** The minimum width of all stairs shall be twenty-four inches between railings, and all balconies and landings shall be at least as wide as the stairs. For buildings exceeding three stories in height or an occupancy of fifty persons the width of the stairs, balconies and landings shall be that approved by the Superintendent of the Bureau of Building Inspection to provide safe and adequate means of escape in case of fire or panic.

(c) **Risers and Treads.** Risers shall not exceed eight inches in height and treads shall be not less than seven inches in width. The angle of the stairs shall not exceed forty-five degrees unless conditions will not permit, in which case the Superintendent of the Bureau of Building Inspection may approve an angle up to sixty degrees.

(d) **Counter balanced Stairs.** The bottom run of stairs, unless fixed to the ground, shall be raised above the ground when not in use and counterbalanced by means of cast iron weights on a beam or on an extension of the stringers. When conditions will not permit the above methods, the Superintendent of the Bureau of Building Inspection may approve the use of cast iron weights suspended on non-corrodible or galvanized chain of sufficient strength to carry the load and not less than one-quarter inch over malleable iron pulleys, with a heavy structural basket securely fastened to the wall of the building with through bolts in such a manner as to safely sustain the weights when the counterbalanced section is in the up position.

(e) **Railings.** On exposed sides of all stairs, landings and balconies, rigid railings shall be provided not less than three feet in height constructed with top and bottom angle rail, angle

posts not less than $1\frac{3}{4}$ " x $1\frac{3}{4}$ " x $\frac{1}{4}$ " spaced not to exceed seven feet on center, and balusters spaced not to exceed six inches on center, except that railings for counterbalanced stairs may be a single angle or pipe rail without balusters. For buildings exceeding three stories in height or buildings occupied by fifty or more persons, the height and design of the railings shall be as approved by the Superintendent of the Bureau of Building Inspection and shall be such as to provide safe egress under the conditions prevailing.

(f) **Supports.**

I. **Masonry Walls.** Masonry walls supporting fire escapes shall be of sufficient thickness and stability to safely carry the dead and live loads. The connecting bolts shall be not less than seven-eighths of an inch diameter and shall pass through the masonry to a plate washer not less than $6"x6"x\frac{3}{8}"$ and nut. If the masonry wall is inadequate to support the fire escape, it shall be supported as required for frame walls.

II. **Frame and Veneered Walls.** Fire escapes for buildings of frame or veneered frame walls shall be supported from the ground with steel columns on proper footers and shall be attached to the building with through bolts.

(g) **Clearance.**

I. **Over Sidewalks.** The distance from the ground to the underside of the counterbalanced section in the up position shall be not less than ten feet and to the lowest part of the supporting brackets shall be not less than eight feet, and no part of the fire escape over a sidewalk shall project from the building more than to a point six inches inside the curb line.

II. **Over Streets and Alleys.** The distance from the ground to the lowest part of any fire escape shall be not less than fourteen feet four inches.

(h) **Painting.** All fire escapes shall receive two coats of rust resisting paint, one coat to be applied in the

shop and the second to be applied after erection.

(5) Access. Sufficient facilities shall be provided for full and safe access to fire escapes, and the Superintendent of the Bureau of Building Inspection shall have the authority to require that adequate aisles, corridors and fire escape exit lights and marking be provided and maintained so as to afford safe and convenient access from any portion of the various floors.

(6) Egress.

(a) Egress from buildings to fire escapes shall be by means of a door, except that for multiple dwellings where the means of egress is from one apartment and used only by the occupants of that apartment or for buildings of three stories or less in height and of minor occupancy, the Superintendent of the Bureau of Building Inspection may approve the use of windows as the means of egress.

(b) Doors leading to fire escape shall be self-closing doors with sill at floor level and shall swing out in a manner as not to obstruct the fire escape.

(c) Windows leading to fire escape shall have openings large enough to provide safe and adequate means of egress, with sill not over thirty inches above inside floor level.

(d) Where required by ordinance, doors shall be equipped with panic hardware, otherwise doors and windows shall be equipped with locks readily opened from the inside without the use of a key.

(e) The height of egress door or window sills above the fire escape balcony platform or landing shall not exceed eight inches.

(7) Fire Protection.

(a) Doors. Doorways leading to fire escapes shall be provided with Class C fire doors and frames.

(b) Windows. All windows opening upon, over, under or within six feet laterally of the fire escape shall have metal frames and sash and shall be glazed with wire glass, except as follows:

I. Windows over a fire escape where the vertical distance from the window sill to the tread of the fire

escape is more than six feet need not be protected.

II. Windows under a fire escape where the window is more than one full story below the nearest part of the fire escape need not be protected.

III. Windows in buildings three stories or less in height and having an occupancy not exceeding twenty-five persons may have wire glass installed in existing frames and sash. No single light of wire glass shall exceed in area seven hundred and twenty square inches.

(8) Maintenance. All fire escapes shall be maintained structurally safe, properly painted and kept clear of all obstructions.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 24, 1939.

Approved April 1, 1939.

Ordinance Book 49, Page 649.

No. 201

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Henry Butch in the sum of \$7,300.00 in payment for the construction of manhole and chamber for the California Avenue Relief Sewer for the benefit of the City without previous authority of Law.

WHEREAS, A manhole and chamber for the California Avenue Relief Sewer was constructed for the benefit of the City without previous authority of Law in the total sum of \$7,300.00, and,

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for payment of work done for the benefit of the City without previous authority of Law, Now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the*

City Controller to countersign a warrant in favor of Henry Butch in payment for the construction of a manhole and chamber for the California Avenue Relief Sewer, Contract No. 1, P. W. A. Docket, Pa. 2299 F, Controller's Contract No. 7347 and to charge same to Bond Fund Code Account 136-23.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 24, 1939.

Approved April 28, 1939.

Ordinance Book 49, Page 652.

No. 202

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Sprague and Henwood, Inc. for \$2,141.10 in payment of test borings made preliminary to the construction of a relief sewer in the Columbus Avenue Drainage Basin under a P. W. A. project, for the benefit of the City without previous authority of Law.

WHEREAS, Test borings were made preliminary to the construction of a relief sewer in the Columbus Avenue Drainage Basin under a P. W. A. project, for the benefit of the City without previous authority of Law, in the total sum of \$2,141.10, and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for payment of work done for the benefit of the City without previous authority of Law, Now, therefore.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Sprague and Henwood, Inc., in payment of test borings made in the Columbus Avenue Drainage Basin under a P. W. A. project, for the benefit of the City in the sum of \$2,141.10 and to charge same to Bond Fund Code Account 136-3A.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 24, 1939.

Approved April 28, 1939.

Ordinance Book 49, Page 653.

No. 203

AN ORDINANCE—Authorizing the issuance of warrants to Remington-Rand, Inc., amounting to \$52.00, and the Pennsylvania Drilling Company, amounting to \$2,098.17, in payment for services rendered without previous authority of law.

WHEREAS, Remington-Rand, Inc., furnished tabulating machine service in punching and sorting vital statistic cards, and the Pennsylvania Drilling Company for drilling at New Municipal Hospital, without authority of Council;

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in favor of Remington-Rand, Inc., in the sum of \$52.00 for service of the tabulating machine for the month of January, 1939, chargeable to Code 1218. Miscellaneous Services. Division of Transmissible Diseases; and the Pennsylvania Drilling Company in the sum of \$2,098.17 for drilling at new Municipal Hospital, to be charged to Code Account 135A. Department of Public Health.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 24, 1939.

Approved April 28, 1939.

Ordinance Book 49, Page 653.

No. 204

AN ORDINANCE—Authorizing and directing the issuance of warrants in favor of the Pittsburgh Press for \$24.50. Standard Oil Co. of Pa. for \$224.38. Smith Brothers for \$140.00. Eastman Kodak Stores, Inc. for \$13.50. B. K. Elliott Co., for \$12.90, and Pittsburgh Blue Print & Supply Co. in the sum of \$13.77, for supplies furnished and services rendered the City in the Department of Law, without previous authority of law.

WHEREAS, Supplies were furnished and services rendered for the benefit of the City in the Department of Law, without previous authority of law, in the total sum of \$429.05; and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for payment of supplies furnished and services rendered without previous authority of law; Now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the Pittsburgh Press for \$24.50, for advertising, chargeable to and payable from Code Account No. 1080, Preparing and Prosecuting Litigation against Public Service Companies; Standard Oil Co. of Pa. for \$224.38, for gasoline furnished Investigators during the months of November and December, 1938; Smith Brothers for \$140.00, for printing Briefs; Eastman Kodak Stores, Inc., for \$13.50, for films furnished, B. K. Elliott Co., for \$12.90, and Pittsburgh Blue Print & Supply Co. in the sum of \$13.77, for blueprint paper, chargeable to and payable from Code Account Pa.*

Docket
No.

1590	Sewerage systems in Four Mile Run, Negley Run Drainage Basins, Homewood Avenue and Fifth Avenue.....	\$ 59,000.00		
1591	Water Storage Tanks, Lincoln, Allentown and Squirrel Hill Districts, Pipe Line replacement on Smallman Street and reinforcing main in the Oakland Heights District			

No. 1078, Supplies, Department of Law.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 24, 1939.

Approved April 28, 1939.

Ordinance Book 49, Page 654.

No. 205

AN ORDINANCE—Appropriating and setting aside the aggregate amount of \$596,000.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program, from the proceeds to be derived from the sale of General Public Improvement Notes C-1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the following sums, or so much thereof as may be necessary, are hereby set apart and appropriated from General Public Improvement Notes C-1939, for the payment of the cost, including engineering and other necessary expenses, for making improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program:*

	Engineering and Construction Cost	Other Necessary Expenses	Total
1590 Sewerage systems in Four Mile Run, Negley Run Drainage Basins, Homewood Avenue and Fifth Avenue.....	\$ 59,000.00	-----	\$ 59,000.00
1591 Water Storage Tanks, Lincoln, Allentown and Squirrel Hill Districts, Pipe Line replacement on Smallman Street and reinforcing main in the Oakland Heights District		3,000.00	3,000.00

1604	Herrs Island Bridge-----		1,000.00	1,000.00
1616	Street Improvements Schedule "A"-----	170,000.00	10,000.00	180,000.00
1634	Swimming Pools and Bath Houses in Burgwin, Ammon, Warrington and Moore Playgrounds-----	42,000.00	10,000.00	52,000.00
1635	Street Improvements Schedule "B"-----	40,000.00	1,500.00	41,500.00
1649	Highland Park Zoo Building Remodeling	13,000.00	2,500.00	15,500.00
1968	Rising Water Main from Brilliant Pump- ing Station and new Water Main on Second Avenue-----		1,000.00	1,000.00
1987	Recreation Buildings in Ormsby, West Penn, and Warrington Playgrounds-----	186,000.00	8,000.00	194,000.00
1996	Shady Avenue and South Highland Ave- nue Bridges-----		1,000.00	1,000.00
2132	Mission Street Bridges Reconstruction and River Avenue Viaduct-----	8,000.00		8,000.00
2193	Widening and Repaving of Streets-- Schedule "C"-----		40,000.00	40,000.00
TOTALS-----		\$518,000.00	\$78,000.00	\$596,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 24, 1939.

Approved April 28, 1939.

Ordinance Book 49, Page 655.

No. 206

AN ORDINANCE—Appropriating and setting aside the aggregate amount of \$206,803.00, for the payment of the cost of improvements to the public

sewer and recreation systems of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the following sums, or so much thereof as may be necessary, are hereby set apart and appropriated from the proceeds derived from Grants of Funds of the Government of the United States, for the payment of the cost for making improvements to the public sewer and recreation systems of the City in the Department of Public Works:*

Pa. Docket No.	Construction Cost	Engineering and Other Necessary		Total
		Expenses		
1590	Sewerage systems in Four Mile Run, Negley Run Drainage Basins, on Home- wood Avenue and Fifth Avenue-----	\$166,279.00	-----	\$166,279.00
2208	13 Filter Houses in various swimming pools throughout the City with Filter Equipment and Appurtenances-----	27,710.00	-----	27,710.00
2299	Relief Sewers—California Avenue, Broad- head-Fording Road and Nittany & Valley Rue Streets-----	12,814.00	-----	12,814.00
TOTAL-----		\$206,803.00	-----	\$206,803.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 24, 1939.

Approved April 28, 1939.

Ordinance Book 49, Page 656.

No. 207

AN ORDINANCE—Providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh in the Department of Public Works and providing for the payment of the cost thereof from funds otherwise appropriated therefor.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

Pa.
Docket
No.

Estimated
Cost

IMPROVEMENTS TO CITY-OWNED PARKS AND RECREATION PROPERTIES

1634	Pleasant Valley Playground Swimming Pool.....	\$ 46,000.00
	Moore Playground Swimming Pool and Bath House.....	150,000.00
1649	Highland Park Zoo, Remodeling Inside Quarters and Animal Facilities.....	60,000.00
1987	Ormsby Playgrounds—Recreation Building.....	125,000.00
	Warrington Playground—Recreation Building.....	125,000.00

GRADING, REGRADING, PAVING, REPAVING, CURBING, RECURBING AND OTHERWISE IMPROVING STREETS, AVENUES AND BOULEVARDS

1616	Bedford Avenue from Elm Street to Ledlie Street.....	90,000.00
	Sycamore Street from Shiloh Street to Bertha Street.....	44,000.00
	Pride Street from Forbes Street to Blvd. of Allies.....	30,000.00
	Magee Street from Fifth Avenue to Bluff Street.....	50,000.00
	Greenfield Road from about 350 feet west of Panther Hollow Road to Beechwood Blvd. Bridge.....	55,000.00
1635	So. Nineteenth Street from Mary Street to Carson Street.....	27,000.00
	Wabash Avenue from Steuben Street to South Main Street.....	13,000.00

GRADING, REGRADING, PAVING, REPAVING, CURBING, RECURBING

	WIDENING & OTHERWISE IMPROVING STREETS, AVENUES & BOULEVARDS	
2193	Fifth Avenue from University Place to Neville Street.....	160,000.00
2132	Mission Street Repaving between New East and West Bridges.....	8,000.00

CONSTRUCTION OF RELIEF SEWERS

1590	Four Mile Run Section II (Saline Street Branch). Located on Saline Street from a point about 100 feet east of Beechwood Boulevard Bridge to the existing sewer on Saline Street at Four Mile Run Road.....	225,000.00
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TOTAL\$1,208,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 24, 1939.

Approved April 28, 1939.

Ordinance Book 49, Page 657.

the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts including contracts for test holes, for making the following improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh in the Department of Public Works, in accordance with the laws and ordinances governing the said City, on improvements performed with financial aid from the Federal Emergency Administration of Public Works, for sums not to exceed the following amounts, chargeable to and payable from Dockets set forth:

No. 208

AN ORDINANCE — Authorizing the Mayor and the City Controller to enter into a contract with the Burroughs Adding Machine Company for servicing of equipment.

WHEREAS, The Department of City

Controller has fifty-four Burroughs Machines, and

WHEREAS, These machines are patented and can only be serviced successfully by the Burroughs Company, Now Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the City Controller be and they are hereby authorized and directed to award a contract to the Burroughs Adding Machine Company for servicing Fifty-four (54) Burroughs Machines in the Department of City Controller at a cost not to exceed the sum of Fifteen Hundred Forty-seven and 20/100 (\$1,547.20) Dollars for a period of one year from April 17th, 1939, and charge same to Code Account No. 1048, Miscellaneous Services, Department of City Controller.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 24, 1939.

Approved April 28, 1939.

Ordinance Book 49, Page 658.

No. 209

AN ORDINANCE—Providing for a contract or contracts for oiling playgrounds of the Bureaus of Parks and Recreation, and for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for oiling playgrounds of the Bureaus of Parks and Recreation, in accordance with the laws and ordinances governing said City, at a cost not to exceed \$3,000.00 for playgrounds of the Bureau of Parks, chargeable to and payable from Code Account 1799,*

Miscellaneous Services, and \$5,000.00 for playgrounds of the Bureau of Recreation, chargeable to and payable from Code Account No. 1902-B. Miscellaneous Services, Grounds and Buildings.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 24, 1939.

Approved April 28, 1939.

Ordinance Book 49, Page 659.

No. 210

AN ORDINANCE — Providing for the letting of a contract for the furnishing and delivery of 1,750 feet of Filtration Hose for the Bureau of Water and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of 1,750 feet of Filtration Hose at a cost not to exceed the sum of \$1,315.00 for the Bureau of Water, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1754-Equipment, Bureau of Water.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 27, 1939.

Approved April 28, 1939.

Ordinance Book 49, Page 659.

No. 211

AN ORDINANCE — Providing for the letting of a contract or contracts for the furnishing and delivery of 1300 feet (more or less) 2" Rubber Covered Street Hose for the Bureau of Highways and Sewers, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of 1,300 feet (More or less) 2" Rubber Covered Street Hose at a cost not to exceed the sum of \$850.00 for the Bureau of Highways and Sewers, Department of Public Works, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1641-1, Bureau of Highways and Sewers.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 24, 1939.

Approved April 28, 1939.

Ordinance Book 49, Page 660.

No. 212

AN ORDINANCE—Changing the name of ELIZABETH STREET, from Second Avenue to the easterly terminus, to EAST ELIZABETH STREET, and from Second Avenue to Langhorn Street, to WEST ELIZABETH STREET.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the name of ELIZABETH STREET, from*

Second Avenue to the easterly terminus of Elizabeth Street, be and the same is hereby changed to EAST ELIZABETH STREET, and that the name of ELIZABETH STREET, from Second Avenue to hereby changed to WEST ELIZABETH Langhorn Street, be and the same is STREET.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 24th, 1939.

Approved April 28, 1939.

Ordinance Book 49, Page 661.

No. 213

AN ORDINANCE—Amending Section 2 of Ordinance No. 600, entitled, "An Ordinance vacating Spruce way, from Twenty-sixth street to a property line 192.0 feet east of Twenty-fifth street," approved December 22, 1938.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Section 2 of Ordinance No. 600, entitled, "An Ordinance vacating Spruce way, from Twenty-sixth street to a property line 192.0 feet east of Twenty-fifth street," approved December 22, 1938, be and the same is hereby amended to read:*

"Section 2. This ordinance, however, shall not take effect or be of any force or validity unless the J. T. and A. Hamilton Company, owners of the property abutting on Spruce way, from Twenty-sixth street to a property line 192.0 feet east of Twenty-fifth street, shall, within six (6) months after the passage of this ordinance, pay into the treasury of the City of Pittsburgh the sum of One Thousand, (\$1,000.00) Dollars, for the use of the City of Pittsburgh."

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 24, 1939.

Approved April 28, 1939.

Ordinance Book 49, Page 661.

No. 214

AN ORDINANCE — Establishing the grade of OTTILLIA STREET, from Walde Street to Horne Street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the easterly 8-foot line of OTTILLIA STREET, from Walde Street to Horne Street, be and the same is hereby established as follows, to wit:*

Beginning at the southerly 7.5-foot curb line of Walde Street, at an elevation of 1123.43 feet; thence falling at the rate of 11.60% for a distance of 25.26 feet, to a point of curve, to an elevation of 1120.51 feet; thence by a concave parabolic curve for a distance of 120.0 feet to a point of tangent, to an elevation of 1111.15 feet; thence falling at the rate of 4.0% for a distance of 157.68 feet to a point of curve, to an elevation of 1104.85 feet; thence by a convex parabolic curve for a distance of 160.0 feet to a point of tangent, to an elevation of 1092.04 feet; thence falling at the rate of 12.0% for a distance of 95.46 feet to a point of curve, to an elevation of 1080.58 feet; thence by a concave parabolic curve for a distance of 20.0 feet to a point perpendicularly opposite the intersection of the westerly 8-foot line of Ottillia Street and the northerly 5-foot line of Horne street, to an elevation of 1079.38 feet.

All elevations given in the above described grade are in the Sandy Hook Sea Level Datum.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 24, 1939.

Approved April 28, 1939.

Ordinance Book 49, Page 662.

No. 215

AN ORDINANCE — Approving the "DAVID S. SMITH PLAN," in the Thirty-second Ward of the City of Pittsburgh, laid out by David S. Smith; accepting the dedication of a strip of

ground 5.0 feet wide, as shown thereon, for public use for highway purposes; and opening the same for the widening of WHITED STREET.

WHEREAS, David S. Smith, the owner of certain property in the Thirty-second Ward of the City of Pittsburgh, laid out in a plan of lots called "DAVID S. SMITH PLAN," has executed a deed of dedication to the City of Pittsburgh on said plan, for a strip of ground 5.0 feet wide, for public use for highway purposes, for the widening of WHITED STREET, and has released the said City from any liability for damages occasioned by the physical grading of the said public highway to the grade established: THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the "DAVID S. SMITH PLAN," situate in the Thirty-second Ward of the City of Pittsburgh, laid out by David S. Smith in December, 1938, be and the same is hereby approved, and a strip of ground 5.0 feet in the width as shown and dedicated on the said plan for the widening of WHITED STREET is hereby accepted, the same being more particularly bounded and described as follows, to wit:*

BEGINNING at the intersection of the present northerly line of WHITED STREET and the easterly line of Hicks Street; thence extending northwardly along the easterly line of Hicks Street, 11.86 feet to a point of curve; thence southwardly and eastwardly by the arc of a circle deflecting to the left with a radius of 10.0 feet, and a central angle of 64° 36', for an arc distance of 11.27 feet to a point of tangent; thence eastwardly by the tangent, parallel to and 5.0 feet north of the present northerly line of WHITED STREET, 106.68 feet to the easterly line of Lot No. 11 as laid out in the said plan; thence southwardly along the easterly line of said Lot No. 11, 5.0 feet to the present northerly line of WHITED STREET; thence westwardly along the present northerly line of WHITED STREET, 110.63 feet to the place of beginning.

Section 2. The strip of ground 5.0 feet wide as aforesaid dedicated to the said City for public highway purposes shall be and the same is hereby appropriated and opened as a public highway

for the widening of WHITE STREET.

Section 3. The Department of Public Works is hereby authorized and directed to enter upon, take possession of and appropriate the said strip of ground 5.0 feet wide, for a public highway, for the widening of WHITE STREET, in conformity with the provisions of this ordinance appropriate the said strip of ground 5.0 nance.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 24, 1939.

Approved April 28, 1939.

Ordinance Book 49, Page 663.

No. 216

AN ORDINANCE—Authorizing and directing the construction of a public sewer on the northeast sidewalk of Harrisburg Street from a point about twenty (20') feet southeast of Cloud Way to the existing sewer on Ashtola Way, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor.

And providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a Public Sewer be constructed on the northeast sidewalk of Harrisburg street from a point about twenty (20') feet southeast of Cloud Way to the existing sewer on Ashtola Way, including as may be necessary, the excavation of exploratory test holes.*

Commencing on the northeast sidewalk of Harrisburg Street; thence southeastwardly along the northeast sidewalk of Harrisburg Street to the existing sewer on Ashtola Way; said sewer to be terra cotta pipe and 15" in diameter.

Section 2. The Mayor and the Director of the Department of Public Works

are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of Two Thousand Two Hundred (\$2,200.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 24, 1939.

Approved April 28, 1939.

Ordinance Book, 49, Page 664.

No. 217

AN ORDINANCE—Granting unto N. Rice Drug and Cigar Company the right and privilege to construct, maintain, use and operate a sidewalk lift in the northerly sidewalk adjacent to their property at 1635 Fifth Avenue, 3rd Ward, City of Pittsburgh, Penna., 350.05 feet eastwardly from the easterly line of Vine street and extending eastwardly 6.71 feet along Fifth Avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That The N. Rice Drug and Cigar Company in the 3rd Ward of the City of Pittsburgh, Penna., is hereby given the right, privilege and authority to construct, maintain,*

use and operate at their own cost and expense a sidewalk lift in the northerly sidewalk adjacent to their property at 1635 Fifth Avenue in the 3rd Ward, City of Pittsburgh, Pennsylvania, located as follows:

Beginning at a point on the northerly 0.83 foot line of Fifth Avenue distant 350.05 feet eastwardly from the easterly line of Vine Street, thence extending along the northerly 0.83 foot line of Fifth Avenue in an easterly direction a distance of 6.71 feet to a point; thence deflecting to the right 90° 0' 0" and in a southerly direction a distance of 4.17 feet to a point; thence deflecting to the right 90° 0' 0" and in a westerly direction a distance of 6.71 feet to a point; thence deflecting to the right 90° 0' 0" and in a northerly direction a distance of 4.17 feet to a point, the place of beginning. The installation and construction of said sidewalk lift shall comply with Section 10 of the City Building Code, and shall be constructed with reinforced concrete walls and steel doors of sufficient strength to safely carry a live load of 300 lbs. per square foot or a concentrated load of 2,500 lbs., at any point whichever produces the maximum stress in any part. The said sidewalk lift to be constructed according to the provisions of this Ordinance and in accord with the plan identified as proposed sidewalk lift for N. Rice Drug and Cigar Company at 1635 Fifth Avenue, 3rd Ward, City of Pittsburgh, Penna., said plan being filed in the office of the Division of Public Utilities, Bureau of Engineering, Department of Public Works, City of Pittsburgh, Penna., and known as Accession No. B-476.

Section 2. The said N. Rice Drug and Cigar Company, prior to the beginning of the construction of the said sidewalk lift, shall submit to the Director of the Department of Public Works of the City of Pittsburgh a complete set of the plans in triplicate, showing the location and all details for the construction of the said sidewalk lift, said plans and the construction of the sidewalk lift itself shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The right and privilege herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers and supervision over City streets, and also to all general

or special Ordinances of the City of Pittsburgh which have been or may hereafter be passed relating to the construction, maintenance, and use of sidewalk lifts on city streets and compensation for the same shall also be subject to the regulations of the Commonwealth of Pennsylvania.

Section 4. The owner, N. Rice Drug and Cigar Company, shall bear the full cost and expense of the repaving and repair of any street pavement damaged, repair of sewers, water lines and any other surface and subsurface structures, which may be in any way damaged or disturbed by reason of the construction, maintenance, use and operation of said sidewalk lift. All of the work including the repaving or repairing of any portion of the street damaged, shall be done in the manner and at such times as the Director of the Department of Public Works may order and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the lift be not allowed to operate during the peak rush hours of the day, namely; 8:15 A. M. to 9:15 A. M., 11:30 A. M. to 2:00 P. M., and from 4:00 P. M. to 6:00 P. M. and that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said sidewalk lift upon giving to N. Rice Drug and Cigar Company at least six months written notice from the proper officers of the City, pursuant to a resolution or ordinance of Council, and that the said N. Rice Drug and Cigar Company, when so notified, shall at or before the expiration of the said six months, remove the said sidewalk lift and replace the street in its original condition at its own cost and expense.

Section 6. N. Rice Drug and Cigar Company shall assume any and all liability and shall save the City of Pittsburgh harmless from and against all damages to persons or property, including the street and subsurface structures, therein, caused by or arising out of the construction, maintenance, use and operation of the said sidewalk lift, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the conditions that this Ordinance shall become null and void unless within thirty (30) days after its enactment by Council and approval by the Mayor of the City of Pittsburgh, said N. Rice Drug and Cigar Company shall file with the proper officers of the City of Pittsburgh, their certificate of acceptance, accepting the provisions of this Ordinance.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 24, 1939.

Approved April 28, 1939.

Ordinance Book 49, Page 665.

No. 218

AN ORDINANCE—Authorizing and directing the issuance and sale of Refunding Bonds of the City of Pittsburgh in the aggregate principal amount of Four Hundred Seventy-five Thousand (\$475,000) Dollars for the purpose of refunding a part of the existing indebtedness for the City evidenced by certain outstanding short-term promissory notes in that amount; and levying taxes to provide funds for the redemption of said bonds at maturity and the payment of the interest and State tax thereon.

WHEREAS, Short-term promissory Funding Debt Notes of the City, dated June 1, 1938 maturing June 1, 1939, bearing interest at one-half per centum ($\frac{1}{2}\%$) per annum, in the total aggregate principal amount of Four Hundred Twenty-five Thousand (\$425,000), Dollars, issued under Councilmanic authority, become due and payable June 1, 1939, and

WHEREAS, a short-term promissory Municipal Hospital Note of the City, dated June 1, 1938, maturing June 1, 1939, bearing interest at one-half per centum ($\frac{1}{2}\%$) per annum, in the aggregate principal sum of Fifty Thousand (\$50,000) Dollars and issued pursuant to vote of electors of the City at an election held May 17, 1938, becomes due and payable June 1, 1939, and

WHEREAS, under an Act of Assembly of the Commonwealth of Pennsylvania, approved April 14, 1881, P. L. 10, as amended, the City of Pittsburgh has power to issue Refunding Bonds for the purpose of redeeming the aforesaid notes; and

WHEREAS, the Act of Assembly authorizing the issuance and sale of the above short-term promissory notes by the City contemplates the funding or refunding of such indebtedness by the issuance and sale of long-term funding or refunding bonds to take the place thereof, and it is deemed for the best interest of the City and the citizens and taxpayers thereof that Refunding Bonds now be issued for the aforesaid purposes; **NOW THEREFORE**

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Bonds of the City of Pittsburgh be issued in the aggregate principal amount of Four Hundred Seventy-five Thousand (\$475,000) Dollars for the purpose of refunding the aforesaid indebtedness of the City evidenced by short-term promissory notes of the City dated June 1, 1938, in the principal sum of Four Hundred Twenty-five Thousand (\$425,000), Dollars, and short-term promissory note of the City dated June 1, 1938, in the principal sum of Fifty Thousand (\$50,000) Dollars, all of which are due and payable June 1, 1939.*

Section 2. That the proceeds arising from the sale of said bonds shall be applied to the redemption of the said short-term promissory notes and for no other purposes whatsoever.

Section 3. Said bonds shall be issued in denominations of one thousand dollars each; shall be dated as of the first day of May, 1939, and shall be payable in nineteen equal annual installments of Twenty-four Thousand (\$24,000) Dollars each on the first day of May in each of the years 1940 to 1958, inclusive, and one installment of Nineteen Thousand (\$19,000) Dollars on the first day of May, 1959. Said bonds shall bear interest at the rate of not less than one-half per centum ($\frac{1}{2}\%$) per annum and not exceeding four per centum (4%) per annum, to be determined by the acceptance of bids submitted in accordance

with public advertisements, as herein-after provided, payable semiannually on the first day of May and November in each year during the term thereof, without deduction for any taxes which may be levied on said bonds or on the debt secured thereby by the Commonwealth of Pennsylvania, pursuant to any present or future law (except succession, estate, inheritance and gift taxes), the payment of which taxes is hereby assumed by the City of Pittsburgh. The principal of and interest on said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for registered bonds of the same maturity, by surrendering such coupon bond or bonds, with all coupons not yet due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42, Contingent Fund.

Registered bonds shall be registered with the City Treasurer, and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller, and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any such officials, the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place.

Each of said bonds shall be known and designated as

REFUNDING BONDS 1939 SERIES A

Section 4. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, to the highest responsible bidder therefor after public notice by advertisement as may be required by law.

Section 5. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first

year after said bonded debt shall have been increased or incurred, namely, the year 1940, sufficient to pay the principal and interest on said bonds as the same shall accrue and become payable, and any tax thereon which by the terms of said bonds is assumed by the City, and the same is hereby appropriated out of the revenues of said City for the payment and redemption aforesaid. The amount of the taxes so levied for the payment of the principal amount of said indebtedness shall be set apart as a sinking fund for the payment of the principal thereof and retirement of said bonds as they become due and payable according to their terms. There is also hereby appropriated out of the general funds of the City a sum sufficient for the payment of the first installment of interest due under the terms of said bonds November 1, 1939.

Section 6. That all bonds issued by the authority of this ordinance, and the Acts of Assembly authorizing the same, shall be and become part of the funded debt of the City of Pittsburgh and shall be entitled to all the rights, privileges and immunities thereof, shall be free from taxation, as aforesaid, and for the payment of the principal of the said bonds and the interest thereon semiannually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 7. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:
No. \$

UNITED STATES OF AMERICA COMMONWEALTH OF PENNSYLVANIA CITY OF PITTSBURGH

REFUNDING BOND 1939 SERIES A

KNOW ALL MEN BL THESE PRESENTS, That the City of Pittsburgh, a municipal corporation, created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to the bearer in the sum of One Thousand (\$1,000.00) Dollars, lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of May, A. D. 19.., with interest thereon from the date hereof at the rate ofper centum (.....%) payable semiannually to the

bearer of the annexed coupons at the time and place therein specified, without deduction for any taxes which may be levied hereon or on the debt secured hereby, by the Commonwealth of Pennsylvania, pursuant to any present or future law (except succession, estate, inheritance and gift taxes), the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semiannual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby irrevocably pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and denomination by surrendering the said coupon bond or bonds, with all coupons not then due, at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to Four Hundred Seventy-five Thousand (\$475,000.00) Dollars, issued by the City of Pittsburgh for valid municipal purposes by virtue of and in pursuance of the following Acts of the General Assembly of the Commonwealth of Pennsylvania, viz: The Act of April 20, 1874, P. L. 65, the Act of May 1, 1873, P. L. 87, the Act of March 7, 1901, P. L. 20, and the Act of April 14, 1881, P. L. 10, and the various supplements and amendments to each of said Acts, and also in pursuance of an ordinance of the City of Pittsburgh, duly enacted by the Council thereof and approved by the Mayor thereof on _____, 193_, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and state tax hereon, and also the principal hereof at maturity; and that the total amount of the indebtedness of the City of Pittsburgh, created without the consent of the electors thereof, is less than two per centum (2%) of the last preceding assessed valuation of the taxable property therein; and the entire indebtedness of the City of Pittsburgh is less than seven per centum

(7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of May, 1939.

[Seal of the City of Pittsburgh]

CITY OF PITTSBURGH

By _____ Mayor.

Countersigned:

City Controller.
(Form of Coupon)

On the first day of _____, 19____, the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasurer of said City _____ (\$_____) Dollars, lawful money of the United States of America, for six months' interest on its

REFUNDING BOND 1939 SERIES A
dated as of May 1, 1939, numbered,

City Controller.

The registered bonds issued in pursuance of this ordinance shall be substantially in the following form:
No. _____ \$_____

UNITED STATES OF AMERICA
COMMONWEALTH OF PENNSYLVANIA
CITY OF PITTSBURGH

REFUNDING BOND 1939 SERIES A

KNOW ALL MEN BY THESE PRESENTS, That the City of Pittsburgh, a municipal corporation, created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to _____ in the sum of One Thousand (\$1,000.00) Dollars, lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said _____ legal representatives or assigns, at the office of the City Treasurer of the said City on the first day of May A. D. 19____, with interest thereon at the rate of _____ per centum (____%) per annum, payable at the same place on the first days of May and November of each year, without deduction for any taxes which may be

levied hereon or on the debt secured hereby by the Commonwealth of Pennsylvania, pursuant to any present or future law (except succession, estate, inheritance and gift taxes), the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby irrevocably pledged. This bond is transferable only on the books of the said City Treasurer. This bond is one of a series of bonds amounting in the aggregate to Four Hundred Seventy-five (\$475,000.00) Dollars, issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of the following Acts of the General Assembly of the Commonwealth of Pennsylvania, viz: The Act of April 20, 1874, P. L. 65, the Act of May 1, 1873, P. L. 87, the Act of March 7, 1901, P. L. 20, and the Act of April 14, 1881, P. L. 10, and the various supplements and amendments to each of said Acts, and also in pursuance of an ordinance of the City of Pittsburgh, duly enacted by the Council thereof and approved by the Mayor thereof on----- 193-, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and State tax hereon, and also the principal hereof at maturity; that the total amount of the indebtedness of the City of Pittsburgh, created without the consent of the electors thereof, is less than two per centum (2%) of the last preceding assessed valuation of the taxable property therein, and the entire indebtedness of the City of Pittsburgh is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of May, 1939.

[Seal of the City of Pittsburgh]

CITY OF PITTSBURGH

By-----
Mayor.

Countersigned:

City Controller.

Registered this-----day of-----
A. D. 19--, at the office of the City Treasurer of the City of Pittsburgh.

Registrar.

Section 8. Pending the execution and delivery of the permanent bonds to be issued under this ordinance, the Mayor and the City Controller are authorized to have prepared, and to execute and deliver to the purchaser of the bonds hereby authorized, one or more temporary typewritten or printed bonds for the aggregate principal amount of the bonds authorized by this ordinance, which temporary bonds shall be in such denomination and amount as the Mayor and the Controller may determine, and shall be substantially of the tenor of the registered bonds to be issued hereunder, with such appropriate omissions, insertions and variations as may be required. Each of said temporary bonds shall bear on its face the words

TEMPORARY REFUNDING BOND 1939 SERIES A

and such bonds shall be exchangeable at the office of the City Controller for a like principal amount of permanent bonds, when such permanent bonds are ready for delivery.

Section 9. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 26, 1939.

Approved April 29, 1939.

Ordinance Book 50, Page 1.

No. 219

AN ORDINANCE—Supplementing Section 71, Schenley Park, and amending a portion of Section 72, Schenley Conservatory, of an ordinance entitled, "An Ordinance fixing the number of of-

ficers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 71, Schenley Park, of an ordinance entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939, be supplemented by adding thereto

Stable Foreman\$5.60 per day
Assistant Stable Foreman\$5.60 per day;

And that that portion of Section 72, Schenley Conservatory, which reads

Schenley Conservatory Foreman\$2,000.00 per annum
shall be amended to read
Schenley Conservatory Foreman\$2,500.00 per annum

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and

the same is hereby repealed so far as the same affects this Ordinance.

Passed May 1, 1939.

Approved May 4, 1939.

Ordinance Book 50, Page 5.

No. 220

AN ORDINANCE—Amending portions of Sections 23, 30, 33, 45, 51, 57 and 82 of Ordinance No. 618 which became a law January 9, 1939, entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* portions of Sections 23, 30, 33, 45, 51, 57 and 82 of Ordinance No. 618 which became a law January 9, 1939, entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," which read as follows:

DEPARTMENT OF PUBLIC HEALTH, TUBERCULOSIS HOSPITAL

Section 23.
"Painter\$11.00 per day"

shall be amended to read:

Painter\$12.00 per day

Section 30, Department of Lands and Buildings, Bureau of Repairs:

"2 Painters\$11.00 each per day
Painters 11.00 each per day"

shall be amended to read:

2 Painters\$12.00 each per day
Painters 12.00 each per day

Section 33, Department of Public Welfare, Mayview City Home and Hospital:

"Painters\$11.00 each per day"

shall be amended to read:

Painters\$12.00 each per day

Section 45, Department of Public Safety, Bureau of Traffic Planning:

"Painter\$11.00 per day"

shall be amended to read:

Painter\$12.00 per day

Section 51, Department of Public Works, Bridge and Fence Repairs and Repainting:

"Foreman of Painters\$12.00 per day
Bridge Painters 11.00 each per day"

shall be amended to read:

Foreman of Painters\$13.00 per day
Bridge Painters 12.00 each per day

Section 57, Bureau of Highways and Sewers, Asphalt Plant:

"Painters ----- \$11.00 each per day
shall be amended to read:

Painters ----- \$12.00 each per day

Section 82, Bureau of Parks, Painting and Repairs:

"2 Painters ----- \$11.00 each per day"
shall be amended to read:

2 Painters ----- \$12.00 each per day

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 1, 1939.

Approved May 4, 1939.

Ordinance Book 50, Page 5.

No. 221

A^N ORDINANCE—Authorizing the issuance of warrants in favor of A. Parente and Son for \$162.09, Branna Construction Company for \$415.23 and Max Parker for \$329.66 in payment of extra work done on contracts in connection with P. W. A. projects for the benefit of the City without previous authority of Law,

WHEREAS, Extra work was done on contracts in connection with P. W. A. projects for the benefit of the City without previous authority of Law in the total sum of \$906.98, and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for the payment of extra work done on contracts for the benefit of the City without previous authority of Law, Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in favor of the following in payment of extra work done on contracts in connection with P. W. A. projects for the benefit of the City, in the respective amounts set opposite their names and charge same to the code accounts designated.*

A. Parente and Son

Project Pa 1987-F

Controller's No.

7278 ----- \$162.09 Code Acct. 136-19

Branna Construction Company

Project Pa 1649-F

Controller's No.

7175 ----- 415.23 Code Acct. 136-17

Max Parker

Project Pa 1600-F

Controller's No.

7196 ----- 329.66 Code Acct. 136-14

Total ----- \$906.98

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 1, 1939.

Approved May 4, 1939.

Ordinance Book 50, Page 5.

No. 222

A^N ORDINANCE—Authorizing the issuance of a warrant in favor of the Government of the United States in the sum of \$32,358.00 for the payment of the advance grant requisition on Docket No. Pa. 1599-F.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the Controller to countersign a warrant drawn in favor of the United States Government, for the sum of \$32,358.00, for reimbursement of the payment of the advance grant requisition on Docket No. Pa. 1599-F, and charge same to the construction account for said docket.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 1, 1939.

Approved May 4, 1939.

Ordinance Book 50, Page 7.

No. 223

AN ORDINANCE—Amending Ordinance No. 115 approved March 13, 1939, entitled "An Ordinance appropriating and setting aside the aggregate amount of \$77,318.00 for the payment of the cost for improvements to the public highways and recreation systems of the City, in the Department of Public Works, from the proceeds of Grants of funds of the Government of the United States."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Ordinance No. 115, approved March 12, 1939, entitled "An Ordinance appropriating and setting aside the aggregate amount of \$77,318.00 for the payment of the cost for improvements to the public highways and recreation systems of the City, in the Department of Public Works, from the proceeds of Grants of funds of the Government of the United States" shall be and the same is hereby amended in the following manner:*

The amount stipulated in the title thereof which reads "\$77,318.00" shall be amended to read: \$44,960.00."

The portion of the title and Section 1 which reads "public highways and" shall be deleted.

The lines in Section 1 which read as follows:

"1599 Retaining
Walls and
Concrete
Steps -----\$32,358.00 \$32,358.00"

and

"TOTAL -----\$77,318.00 \$77,318.00"
shall be deleted.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 1, 1939.

Approved May 4, 1939.

Ordinance Book 50, Page 8.

No. 224

AN ORDINANCE—Appropriating and setting aside the sum of Sixty Thousand (\$60,000.00) Dollars, including engineering and other necessary expenses, for the construction of inner-lining and the repairing of the old trunk sewer in the Spring Garden Avenue Drainage Basin, from a point near Peralto Street to a point about one hundred fifteen (115') feet north of Borough Street, from Bond Fund 140.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the following sums, amounting in the aggregate to Sixty Thousand (\$60,000.00) Dollars, or so much thereof as may be necessary, are hereby set apart and appropriated in the Department of Public Works from Bond Fund 140 for the payment of the costs, including engineering and other necessary expenses, for the construction of innerlining and the repairing of the old trunk sewer in the Spring Garden Avenue Drainage Basin, from a point near Peralto Street to a point about one hundred fifteen (115') feet north of Borough Street.*

Construction Work	\$55,000.00
Engineering and other necessary expenses	5,000.00
	<hr/> \$60,000.00

Section 2. The Mayor is hereby authorized and directed to issue and the City Controller to countersign, warrants drawn on said funds for payment of the costs of said repair and construction work and engineering expenses.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 1, 1939.

Approved May 4, 1939.

Ordinance Book 50, Page 8.

No. 225

AN ORDINANCE — Providing for the letting of a contract or contracts for the furnishing and delivery of Two (2) Auto Trucks for the Bureau of Traffic Planning and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Two Auto Trucks at a cost not to exceed the sum of \$1,400.00 including the trade-in of Two used trucks, City Registry numbers 12027 and 12028 for the Bureau of Traffic Planning, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1496-F Equipment, Bureau of Traffic Planning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 1, 1939.

Approved May 4, 1939.

Ordinance Book 50, Page 9.

No. 226

AN ORDINANCE — Providing for the letting of a contract or contracts for the furnishing and delivery of One Automobile Coupe for the Bureau of Electricity, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of One Automobile Coupe at a cost not to exceed the sum of \$800.00 and to include the trade-in of One Ford Coupe, City Registry Number 10050, for the Bureau of Electricity, Department of Public Safety, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1477, Bureau of Electricity.

Section 2.—That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 1, 1939.

Approved May 4, 1939.

Ordinance Book 50, Page 9.

No. 227

AN ORDINANCE—Amending Ordinance No. 590, approved December 20, 1938, entitled—"An Ordinance providing for a Contract or Contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the bridges and viaducts of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 1 of Ordinance No. 590, approved December 20, 1938, entitled—"An Ordinance providing for a Contract or Contracts to be carried out as Federal Emergency Administration of Public Works for certain improvements to the

bridges and viaducts of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor," shall be amended by deleting the following portion of Section 1 thereof

"1599 East Ohio Street Wall—
Partial Reconstruction
Section II. -----\$35,000.00

Total.....\$65,000.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and same is hereby repealed, so far as the same affects this Ordinance.

Passed May 1, 1939.

Approved May 4, 1939.

Ordinance Book 50, Page 10.

No. 228

AN ORDINANCE—Providing for a contract or contracts for Refreshments Concessions in City Parks.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts with the highest responsible bidder or bidders for a period of one (1) year for the refreshment concession in Schenley Park Golf Building and such other locations in the parks of the City of Pittsburgh as may become suitable for refreshment concessions.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and same is hereby repealed, so far as the same affects this Ordinance.

Passed May 1, 1939.

Approved May 4, 1939.

Ordinance Book 50, Page 10.

No. 229

AN ORDINANCE—Providing for a contract or contracts for the construction of innerlining and the repairing of the old Trunk Sewer in the Spring Garden Avenue Drainage Basin, from a point near Peralto Street to a point about one hundred fifteen (115') feet north of Borough Street, and for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts, for the construction of innerlining and the repairing of the old Trunk Sewer in the Spring Garden Avenue Drainage Basin, from a point near Peralto Street to a point about one hundred fifteen (115') feet north of Borough Street, in accordance with the laws and ordinances governing said City, at a cost not exceeding the sum of ONE HUNDRED NINETEEN THOUSAND, SIX HUNDRED (\$119,800.00) DOLLARS, of which SIXTY-FOUR THOUSAND, SIX HUNDRED (\$64,600.00) DOLLARS shall be chargeable to and payable from Bond Fund 132-18 and FIFTY FIVE THOUSAND (\$55,000.00) DOLLARS shall be chargeable to and payable from Bond Fund 140.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and same is hereby repealed, so far as the same affects this Ordinance.

Passed May 1, 1939.

Approved May 4, 1939.

Ordinance Book 50, Page 11.

No. 230

AN ORDINANCE—Amending Section 1 and the title of Ordinance No. 198, approved April 1, 1939, entitled:

"An ordinance fixing the location of a portion of the relief sewer in the 33d Street Drainage Basin that is to be con-

structed partly on public property and partly on private property as otherwise authorized by Ordinance of Council, extending from a point on private property of the American Smelting and Refining Company, southeast of South Winebiddle Avenue (vacated); thence northwestwardly, southwestwardly and westwardly to a point at or near the private property of the Schuylkill Improvement Land Company of Philadelphia, and providing for an easement on property owned by the American Smelting and Refining Company, the Pennsylvania Railroad Company, Robert T. M. McCready, Edward J. McKenna, Jerry Mattarock et ux, Ella Blundon, Charles F. Goettman and Edna G. Forner, Charles Purcell, and the Peoples Savings and Trust Company, for the construction and maintenance of this portion of said relief sewer so located, and providing for adjudication of damages occasioned thereby and for the payment of the costs and expenses thereof."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 1 and the title of Ordinance No. 198, approved April 1, 1939, entitled: "An ordinance fixing the location of a portion of the relief sewer in the 33d Street Drainage Basin that is to be constructed partly on public property and partly on private property as otherwise authorized by Ordinance of Council, extending from a point on private property of the American Smelting and Refining Company, southeast of South Winebiddle Avenue (vacated); thence northwestwardly, southwestwardly and westwardly to a point at or near the private property of the Schuylkill Improvement Land Company of Philadelphia, and providing for an easement on property owned by the American Smelting and Refining Company, the Pennsylvania Railroad Company, Robert T. M. McCready, Edward J. McKenna, Jerry Mattarock et ux, Ella Blundon, Charles F. Goettman and Edna G. Forner, Charles Purcell, and the Peoples Savings and Trust Company, for the construction and maintenance of this portion of said relief sewer so located, and providing for adjudication of damages occasioned thereby and for the payment of the costs and expenses thereof."

Shall be and the same is hereby amended by changing the words:

"at or near the private property of the Schuylkill Improvement Land Company of Philadelphia," wherever they appear,

To read:

"about eighty (80') feet east of North Neville Street."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 1, 1939.

Approved May 4, 1939.

Ordinance Book 50, Page 11.

No. 231

AN ORDINANCE—Fixing the location of a portion of the relief sewer in the 33d Street Drainage Basin that is to be constructed partly on public property and partly on private property as otherwise authorized by Ordinance of Council, extending from a point on private property of the Peoples Savings and Trust Company, about eighty (80') feet east of North Neville Street, westwardly and northwestwardly to the existing sewer on North Neville Street about five hundred eighty (580') feet northwest of Short Street, and providing for an easement on property owned by the Peoples Savings and Trust Company, private property of the Pittsburgh Junction Railroad Company, the Bell Telephone Company, and the Pennsylvania Railroad Company, for the construction and maintenance of the portion of said relief sewer so located, and providing for adjudication of damages occasioned thereby and for the payment of the costs and expenses thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the location of a portion of the relief sewer in the 33rd Street Drainage Basin that is to be constructed partly on public property and partly on private property as otherwise authorized by Ordinance of Council, extending from a point on private property of the Peoples Savings and Trust Company, about eighty (80') feet east of North Neville Street,

westwardly and northwestwardly to the existing sewer on North Neville Street about five hundred eighty (580') feet northwest of Short Street, is hereby fixed as follows:

Commencing on the private property of the Peoples Savings and Trust Company at a point about eighty (80') feet east of North Neville Street; thence westwardly, on, over, across and through the private property of the Peoples Savings and Trust Company to North Neville Street; thence westwardly and northwestwardly across North Neville Street and under the tracks of the Pittsburgh Junction Railroad Company to the private property of the Bell Telephone Company; thence northwestwardly, on, over, across and through the private property of the Bell Telephone Company, in part, and along North Neville Street, in part, to the private property of the Pennsylvania Railroad Company; thence continuing on, over, across and through private property of the Pennsylvania Railroad Company, in part, and along North Neville street, in part, to the private property of the Pittsburgh Junction Railroad Company; thence continuing northwestwardly, on, over, across and through the private property of the Pittsburgh Junction Railroad Company, in part, and along North Neville Street, in part, to a point about fifty (50') feet northwest of the private property of the Pennsylvania Railroad Company; thence continuing northwestwardly, on, over, across and through the private property of the Pittsburgh Junction Railroad Company to North Neville Street at a point about five hundred fifty (550') feet northwest of Short Street; thence northwestwardly across North Neville Street to the existing sewer about five hundred eighty (580') feet northwest of Short Street, as shown on Plans, Accession Nos. D-5537 and D-5538, on file in the Bureau of Engineering, Department of Public Works.

Section 2. That an easement of a strip of ground of sufficient width to construct and maintain said relief sewer is hereby appropriated from the properties of the Peoples Savings and Trust Company, Pittsburgh Junction Railroad Company, the Bell Telephone Company, and the Pennsylvania Railroad Company.

Section 3. Damages occasioned by the appropriation of said property for the

construction and maintenance of said relief sewer so located shall be adjudicated in conformity with law and the costs and expenses occasioned are hereby made chargeable to and payable from the Construction Fund designated as P. W. A. Docket No. Pa. 1631-F.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 1, 1939.

Approved May 4, 1939.

Ordinance Book 50, Page 12.

No. 232

AN ORDINANCE—Authorizing and directing the issue and sale of short-term promissory notes of the City of Pittsburgh amounting to \$200,000.00, to provide funds to pay the City's share of the cost of General Public Improvements to be carried out by the Department of Public Works, and providing for the redemption of said promissory notes and the payment of interest thereon.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the proper officers of the city are hereby authorized and directed to issue and sell promissory notes of the City of Pittsburgh in the principal sum of Two Hundred Thousand and no/100 (\$200,000.00) Dollars, to provide funds to pay the City's share of the cost of General Public Improvements to be carried out by the Department of Public Works. The said promissory notes shall be dated as of the 1st day of May 1939, and shall be payable on the 1st day of May 1940. Said Notes shall bear interest at a rate of not less than one-quarter ($\frac{1}{4}\%$) per centum per annum and not exceeding two and one-half ($2\frac{1}{2}\%$) per centum per annum to be determined by the acceptance of a bid submitted in accordance with public advertisement, as hereinafter provided, payable semi-annually during the term of said notes from the date thereof, without deduction for any

taxes which may be levied thereon or on the debt secured thereby by the Commonwealth of Pennsylvania, except succession or inheritance taxes, pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said notes shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City.

Section 2. The sale of said promissory notes in the aggregate principal sum of \$200,000.00 to be issued for purposes aforesaid, which notes shall be issued in amounts of \$50,000.00 each; shall be advertised once in at least two newspapers of general circulation in the City of Pittsburgh, which advertisement shall provide that bids for said notes will be received at the rates of interest of not less than one-quarter ($\frac{1}{4}\%$) per centum per annum and not more than two and one-half ($2\frac{1}{2}\%$) per centum per annum, payable semi-annually, and said notes shall be sold by the Mayor and the City Controller not earlier than the third calendar business day following said advertisement, as provided by law, to the highest responsible bidder who shall offer to purchase the same at the lowest interest rate at which a bid or bids are received; provided, however, that the notes shall be sold at not less than the face value thereof and accrued interest.

Section 3. There is hereby levied and assessed upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for city purposes, a tax for the year 1940 sufficient to pay the said notes at maturity, with interest and State tax thereon. There is hereby appropriated out of the general funds of the city a sum sufficient to pay the interest to be due and payable under the terms of said notes. The indebtedness evidenced by said notes may be funded at maturity by the issuance of bonds, pursuant to law and in said event the tax herein levied shall thenceforth be inoperative.

Section 4. That the said notes shall, by the authority of this ordinance and the Act of Assembly authorizing the same, be entitled to all the rights, privileges and immunities thereof, and shall be free from tax, as aforesaid, and for the payment of the principal thereof and the interest thereon semi-annually

as the same shall become payable, the faith, honor, credit and property of the City of Pittsburgh are hereby pledged.

Section 5. That said notes shall be executed in the name of the City of Pittsburgh by the Mayor and countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh. In case of the absence or disability of either of such officials, or by their refusal to act, the notes shall be signed by the city official authorized by law or by resolution of Council to act in his place. The form of the notes to be used in pursuance of this ordinance shall be substantially as follows:

\$50,000.00 Pittsburgh, Pennsylvania

-----1939
On-----, 1940, the
City of Pittsburgh, Pennsylvania, promises to pay to the order of-----
-----legal representatives or assigns,
the sum of Fifty Thousand (\$50,000.00)
Dollars lawful money of the United
States, with interest thereon at the
rate of -----per centum (---%) per
annum from the date hereof, the interest
being payable semi-annually on the
-----day of----- and
-----during the term hereof.
Both principal and interest are payable
at the office of the Treasurer of the
City of Pittsburgh, Pennsylvania.

This note is issued by the City of Pittsburgh, Pennsylvania, for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act authorizing cities of the second class to issue and sell short-term promissory notes," approved July 12, 1935, P. L. 722; and in pursuance of an ordinance of the City of Pittsburgh duly enacted, recorded and published in the manner required by law; and constitutes a general obligation of the City of Pittsburgh, Pennsylvania, and for the true and faithful payment of the principal hereof together with the interest and State tax hereon, as herein provided, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

The interest hereon shall be payable without deduction for any taxes which may be levied upon this note or on the debt secured hereby, by the Commonwealth of Pennsylvania, except succession or inheritance taxes, pursuant to

any present or future law, the payment of which is hereby assumed by the City of Pittsburgh.

This note is transferable only on the books of the said City Treasurer.

CITY OF PITTSBURGH

By _____,
Mayor.

Countersigned:

_____,
City Controller.

(Seal of the City of Pittsburgh)

Registered this _____ day of _____,
A. D. 19____, at the office of the City
Treasurer of the City of Pittsburgh,
Pennsylvania.

_____,
Treasurer.

Section 6. That the proper officers of the City are hereby directed to prepare and file in the Court of Quarter Sessions of Allegheny County, Pennsylvania, a statement in the manner and form required by law in connection with this indebtedness.

Section 7. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 8, 1939.

Approved May 10, 1939.

Ordinance Book 50, Page 14.

No. 233

AN ORDINANCE—Authorizing and directing the issue and sale of short-term promissory notes of the City of Pittsburgh, in the amount of \$850,000.00, to provide funds to pay the City's share of the cost of General Public Improvements in conjunction with Public Works Administration, and providing for the redemption of said promissory notes and the payment of interest thereon.

WHEREAS the corporate authorities of the City of Pittsburgh by Ordinance duly enacted by the Council thereof, and approved by the Mayor thereof on June 22nd, 1938, and duly recorded and published as required by law, signified their desire that the indebtedness of said City be increased in the sum of

Eight Million (\$8,000,000.00) Dollars for the purposes described in the following ordinance and provided that the question of increasing the indebtedness in said amount for said purposes be submitted to a vote of the Electors of said City at an election held on Tuesday, August 2, 1938, and

WHEREAS, after due legal notice, said election was held and conducted as required by law and a majority of the Electors who voted at said election, voted in favor of said increase of indebtedness and the vote was duly counted by the Court of Quarter Sessions as required by law and the Clerk of Quarter Sessions made a record thereof, and a certified copy of such record, under seal showing the result, was furnished as required by law to the corporate authorities of the City of Pittsburgh and the same has been placed on record upon the minutes thereof, and

WHEREAS, the sum of \$850,000.00 or so much thereof as may be necessary is required to pay the City's share of the cost of General Public Improvements in conjunction with Public Works Administration, Now Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the proper officers of the city are hereby authorized and directed to issue and sell promissory notes of the City of Pittsburgh in the principal sum of Eight Hundred Fifty Thousand (\$850,000.00) Dollars, to provide funds to pay the City's share of the cost of General Public Improvements in conjunction with Public Works Administration. The said promissory notes shall be dated as of the 1st day of May, 1939, and shall be payable on the 1st day of May, 1940. Said notes shall bear interest at a rate of not less than one-quarter (¼%) per centum per annum, and not exceeding two and one-half (2½%) per centum per annum, to be determined by the acceptance of a bid submitted in accordance with public advertisement, as hereinafter provided, payable semi-annually during the term of said notes from the date thereof, without deduction for any taxes which may be levied thereon or on the debt secured thereby by the Commonwealth of Pennsylvania, except succession or inheritance taxes, pursu-*

ant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said notes shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City.

Section 2. The sale of promissory notes of the City of Pittsburgh in the aggregate principal sum of \$850,000.00 to be issued for the purposes aforesaid, which notes shall be issued in amounts of \$50,000.00, shall be advertised once in at least two newspapers of general circulation in the City of Pittsburgh which advertisement shall provide that bids for said notes will be received at the rates of interest of not less than one-quarter ($\frac{1}{4}\%$) per centum per annum and not more than two and one-half ($2\frac{1}{2}\%$) per centum per annum, payable semi-annually and said notes shall be sold by the Mayor and by the City Controller not earlier than the third calendar business day following said advertisement, as provided by law, to the highest responsible bidder who shall offer to purchase the same at the lowest interest rate at which a bid or bids are received; provided, however, that the notes shall be sold at not less than the face value thereof and accrued interest.

Section 3. There is hereby levied and assessed upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, a tax for the year 1940 sufficient to pay the said notes at maturity, with interest and state tax thereon. The indebtedness evidenced by said notes may be funded at maturity by the issuance of bonds, pursuant to law, and in said event the tax herein levied shall thenceforth be inoperative.

Section 4. That the said notes shall, by the authority of this ordinance and the Act of Assembly authorizing the same, be entitled to all the rights, privileges and immunities thereof, and shall be free from tax, as aforesaid, and for the payment of the principal thereof and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of the City of Pittsburgh are hereby pledged.

Section 5. That said notes shall be executed in the name of the City of Pittsburgh by the Mayor and countersigned by the City Controller and sealed

with the corporate seal of the City of Pittsburgh. In case of the absence or disability of either of such officials, or of their refusal to act, the notes shall be signed by the city official authorized by law or by resolution of Council to act in his place. The form of the notes to be used in pursuance of this ordinance shall be substantially as follows:

\$50,000.00 Pittsburgh, Pennsylvania

On -----, 1939, 1940, the City of Pittsburgh, Pennsylvania, promises to pay to the order of -----, legal representatives or assigns, the sum of Fifty Thousand (\$50,000.00) Dollars, lawful money of the United States, with interest thereon at the rate of ----- per centum (-----%) per annum from the date hereof, the interest being payable semi-annually on the ----- day of ----- and ----- during the term hereof.

Both principal and interest are payable at the office of the Treasurer of the City of Pittsburgh, Pennsylvania.

These notes are issued by the City of Pittsburgh, Pennsylvania, for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act authorizing cities of the second class to issue and sell short-term promissory notes," approved July 12, 1935, P. L. 722; and in pursuance of an ordinance of the City of Pittsburgh duly enacted, recorded and published in the manner required by law; and constitutes a general obligation of the City of Pittsburgh, Pennsylvania, and for the true and faithful payment of the principal hereof, together with the interest and state tax thereon, as herein provided, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

The interest hereon shall be payable without deduction for any taxes which may be levied upon these notes or on the debt secured thereby, by the Commonwealth of Pennsylvania, except succession or inheritance taxes, pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh.

These notes are transferable only on the books of the said City Treasurer.

CITY OF PITTSBURGH

By _____,
Mayor.

Countersigned:

City Controller.

(Seal of the City of Pittsburgh)

Registered this _____ day of _____,
A. D. 19____, at the office of the City
Treasurer of the City of Pittsburgh,
Pennsylvania.

Treasurer.

Section 6. That the proper officers of
the City are hereby directed to prepare
and file in the Court of Quarter Ses-
sions of Allegheny County, Pennsylvania,
a statement in the manner and form re-
quired by law in connection with this
indebtedness.

Section 7. That any Ordinance or
part of Ordinance, conflicting with the
provisions of this Ordinance, be and
the same is hereby repealed, so far
as the same affects this Ordinance.

Passed May 8, 1939.

Approved May 10, 1939.

Ordinance Book 50, Page 16.

No. 234

AN ORDINANCE—Amending portions
of Section 23, Department of Pub-
lic Health, Tuberculosis Hospital; Sec-
tion 24, Department of Public Health,
Municipal Hospital; Section 31, Depart-
ment of Lands and Buildings, Bureau of
Operating Maintenance; Section 33, De-
partment of Public Welfare, Mayview
City Home and Hospital; Section 34,
Department of Public Welfare, Mayview
Coal Mine; Section 57, Department of
Public Works, Bureau of Highways and
Sewers, Asphalt Plant; and Section 76,
Department of Public Works, Bureau of
Parks, Highland Park Zoo, of Ordinance
No. 618, entitled, "An Ordinance fixing
the number of officers and employes of
all departments of the City of Pitts-
burgh, and the rate of compensation
thereof," which became a law January
9, 1939.

Section 1. *Be it ordained and enacted
by the City of Pittsburgh, in Council
assembled, and it is hereby ordained and
enacted by the authority of the same, That
portions of Sections 23, 31, 33, 34, 57
and 76 of Ordinance No. 618, entitled,
"An Ordinance fixing the number of
officers and employes of all departments
of the City of Pittsburgh, and the rate
of compensation thereof," which be-
came a law January 9, 1939, which read
as follows:*

DEPARTMENT OF PUBLIC HEALTH—TUBERCULOSIS HOSPITAL

Section 23.

Chief Engineer ----- \$ 9.50 per day

Two Engineers ----- 8.00 each per day

shall be amended to read:

Chief Engineer ----- \$11.10 per day

Two Engineers ----- 9.35 each per day

Relief Engineer for 156 days ----- 9.35 per day

DEPARTMENT OF PUBLIC HEALTH—MUNICIPAL HOSPITAL

Section 24.

Chief Engineer ----- \$ 9.50 per day

Two Engineers ----- 8.00 each per day

shall be amended to read:

Chief Engineer ----- \$11.10 per day

Two Engineers ----- 9.35 each per day

Relief Engineer for 157 days ----- 9.35 per day

DEPARTMENT OF LANDS AND BUILDINGS—BUREAU OF
OPERATING MAINTENANCE

Section 31.

Ten Engineers ----- \$ 8.00 each per day

Elevator Maintenance Man's Helper ----- 6.50 per day

Oiler ----- 6.50 per day

shall be amended to read:

Eight Engineers\$ 9.35 each per day
Six Apprentice Engineers..... 7.70 each per day

DEPARTMENT OF PUBLIC WELFARE—MAYVIEW CITY HOME AND HOSPITAL

Section 33.

Chief Engineer\$ 9.50 per day
Eight Engineers 8.00 each per day
Four Firemen 6.50 each per day
Boiler Repairman 6.50 per day

shall be amended to read:

Chief Engineer\$11.10 per day
Eight Engineers 9.35 each per day
Five Apprentice Engineers..... 7.70 each per day

DEPARTMENT OF PUBLIC WELFARE—MAYVIEW COAL MINE

Section 34.

Engineer\$ 8.00 per day

shall be amended to read:

Engineer\$ 9.35 per day

DEPARTMENT OF PUBLIC WORKS, BUREAU OF HIGHWAYS & SEWERS
ASPHALT PLANT

Section 57.

Chief Engineer\$ 9.50 per day
Three Engineers 8.00 each per day

shall be amended to read:

Chief Engineer\$11.10 per day
Three Engineers 9.35 each per day

DEPARTMENT OF PUBLIC WORKS, BUREAU OF PARKS
HIGHLAND PARK ZOO

Section 76.

Engineer\$ 8.00 per day

shall be amended to read:

Engineer\$ 9.35 per day

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 8, 1939.

Approved May 10, 1939.

Ordinance Book 50, Page 18.

No. 235

AN ORDINANCE—Creating and establishing temporary positions in the Department of Law; fixing the rate of compensation, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* there are hereby created and established

in the Department of Law the following temporary positions, as provided for by Ordinance No. 326, approved July 9, 1938, at the rates of compensation respectively set forth:

2 Stenographers, as needed.....

.....\$110.00 each per mo.

3 Legal Research Assistants, as

needed.....\$200.00 each per mo.

Section 2. Said compensation to be payable from Code Account No. 1085, Reorganization of Pittsburgh Railways Company and Pittsburgh Motor Coach Company, Department of Law.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 8, 1939.

Approved May 10, 1939.

Ordinance Book 50, Page 19.

No. 236

AN ORDINANCE—Authorizing the payment of wages of electricians employed by the Department of Lands and Buildings and the payment of elevator repair bills on Contract No. 7505, in preparing the May Building on Penn Avenue for W. P. A. Sewing Project.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the payment of wages of electricians employed in preparing the May Building, and the payment of Elevator Repair Bills for rehabilitating freight elevators and converting one (1) freight elevator into a passenger elevator for the use of employees on this Project, be chargeable to Welfare Relief Bond Fund No. 138-2, this appropriation having been authorized by Ordinance No. 5—Approved January 16, 1939, the Mayor be authorized to issue and the City Controller to countersign warrants in amounts not to exceed \$2,310.00 for Wages, and \$473.50 for Elevator Repairs, and charge the same to Bond Fund No. 138-2.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 8, 1939.

Approved May 10, 1939.

Ordinance Book 50, Page 20.

No. 237

AN ORDINANCE—Creating and establishing additional positions in the Department of Public Welfare; fixing the rate of compensation, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there are hereby created and established the following positions in the Department of Public Welfare, required for the administration of supplemental (outdoor) relief, at the rate of compensation respectively set forth:

Two Relief Investigators.....
.....\$1,650.00 each per annum

Section 2. That the Director of the Department of Public Welfare is hereby authorized to fill such positions in the manner prescribed by law, said compensation to be payable from Bond Fund No. 126, Public Welfare Bonds, 1935.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 8, 1939.

Approved May 10, 1939.

Ordinance Book 50, Page 20.

No. 238

AN ORDINANCE — Appropriating and setting aside the sum of \$3,000.00 from Bond Fund No. 139, Bigelow Boulevard and other improvements, for the purchase of top soil to be used for playgrounds, Bureau of Recreation.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the sum of \$3,000.00 or so much thereof, as may be necessary, shall be and is hereby set aside and appropriated from Bond Fund No. 139, Bigelow Boulevard and other improvements, for the purchase of top soil to be used for playgrounds, Bureau of Recreation.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 8, 1939.

Approved May 10, 1939.

Ordinance Book 50, Page 21.

No. 239

AN ORDINANCE—Creating and establishing positions of three temporary clerks in the Department of Assessors as needed, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Department of Assessors be and they are hereby authorized to employ three temporary clerks as needed at the rate of \$115.00 each per month, payable from and chargeable to Code Account 1094-A-4, Salaries Temporary Employees, Department of Assessors.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 8, 1939.

Approved May 10, 1939.

Ordinance Book 50, Page 21.

No. 240

AN ORDINANCE—Authorizing and directing the purchase by the City of Pittsburgh of certain real estate owned by Adele C. Galloway, formerly Adele M. Chartener, widow, Gustav E. Chartener and Grace L. Chartener, his wife, situate in the 18th ward of the City of Pittsburgh, for the sum of \$2,000.00, and providing for the payment of the same.

WHEREAS, the property of Adele C. Galloway, formerly Adele M. Chartener, widow, Gustav E. Chartener and Grace L. Chartener, his wife, is desired by the Bureau of Parks, Department of Public Works as an addition to Grandview Park in controlling the Allen Street Entrance.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the proper officers of the City of Pittsburgh shall be and are hereby authorized and directed to purchase from Adele C. Galloway, formerly Adele M. Chartener, widow, Gustav E. Chartener and Grace L. Chartener, his wife, certain property situated in the 18th Ward of the City of Pittsburgh for the purchase price of \$2,000.00, the said property being more fully described as follows:*

Beginning on the northerly line of

McLain street at the line dividing Lots Nos. 32 and 33 in the McLain and Maples Sub-division and Extension of Allentown, of record in the Recorder's Office of Allegheny County in Plan Book Vol. 3, pages 234 and 235; thence northwardly along said dividing line, 157.25 feet to the northerly line of said plan; thence eastwardly along the northerly line of said plan, which is also the southerly line of Grandview Park, 96.75 feet to the line dividing Lots Nos. 29 and 30 in said plan; thence southwardly along the last described line, 159.58 feet to the northerly line of McLain street; thence westwardly along the northerly line of McLain street, 96.75 feet to the place of beginning. Being Lots Nos. 30, 31 and 32 in said plan.

Section 2. Upon the execution and delivery of a General Warranty Deed by Adele C. Galloway formerly Adele M. Chartener, widow, Gustav E. Chartener and Grace L. Chartener, his wife, to the City of Pittsburgh, free and clear of all encumbrances, for the property described in Section 1 of this Ordinance, the Mayor shall be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in the name of Adele C. Galloway, formerly Adele M. Chartener, widow, Gustav E. Chartener and Grace L. Chartener, his wife, in the sum of \$2,000.00 and charge same to Code Account 1539 General Repairing.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 8, 1939.

Approved May 10, 1939.

Ordinance Book 50, Page 21.

No. 241

AN ORDINANCE — Appropriating the sum of \$4,000.00, in Code Account 1094-A-4, Salaries, Temporary Employees, for the payment of Salaries, Temporary Employees, Department of Assessors, to be designated Code Account No. 1094-A-4.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council*

assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of \$4,000.00 shall be and the same is hereby appropriated in Code Account No. 1094-A-4, Salaries, Temporary Employees, for the payment of Salaries, Temporary Employees, Department of Assessors, to be designated Code Account No. 1094-A-4.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 8, 1939.

Approved May 10, 1939.

Ordinance Book 50, Page 22.

No. 242

AN ORDINANCE — Appropriating and setting aside the aggregate amount of \$22,500.00 from Bond Fund Nos. 122, 129, 131 and 132 for the payment of the City's share of the cost, including salaries, to carry out and complete certain survey and planning work as conducted by the Department of City Planning, and painting and repairs of the Tuberculosis Hospital as conducted by the Department of Public Health in conjunction with the Federal Works Progress Administration.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the aggregate amount of \$22,500.00, or so much thereof as may be necessary, shall be and the same is hereby appropriated from Bond Fund Nos. 122, 129, 131 and 132 for the payment of the City's share of the cost, including salaries, to carry out and complete certain planning investigation, delinquent tax survey records, obtaining, compiling and mapping land use data, and portions of Geodetic and Topographic Survey as being conducted by the Department of City Planning, and painting and repairs of the Tuberculosis Hospital as conducted by the Department of Public Health in conjunction with the Federal Works Progress Administration.*

Bond Fund 122—Geodetic and
Topographic Survey\$ 7,500.00

Bond Fund 129—Geodetic and
Topographic Survey 3,500.00
Bond Fund 131—Geodetic and
Topographic Survey 1,500.00
Bond Fund 132-39—Tuberculo-
sis Hospital, Painting and Re-
pairs 10,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 8, 1939.

Approved May 10, 1939.

Ordinance Book 50, Page 23.

No. 243

AN ORDINANCE—Amending Section 1 of Ordinance No. 175, approved May 22, 1937, entitled "An Ordinance appropriating certain sums amounting in the aggregate to \$15,000.00 from Bond Fund 131, General Improvement Notes 1937, for payment of the cost of constructing application, street improvement and system improvement mains, with regular forces of the Bureau of Water, Department of Public Works."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Section 1 of Ordinance No. 175, approved May 22, 1937, entitled "An Ordinance appropriating certain sums amounting in the aggregate to \$15,000.00 from Bond Fund 131, General Improvement Notes, 1937, for payment of the cost of constructing application, street improvement and system improvement mains, with regular forces of the Bureau of Water, Department of Public Works," shall be and is hereby amended in the following manner:*

That portion which reads:

System Improvement Mains,
Materials\$4,000.00

shall be amended to read:

System Improvement Mains,
Materials\$6,000.00

and that portion which reads:

System Improvement Mains,
Salaries and Wages.....\$2,000.00

shall be stricken out.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 8, 1939.

Approved May 10, 1939.

Ordinance Book 50, Page 23.

No. 244

AN ORDINANCE — Widening BEAVER AVENUE, at the intersection of Western avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That BEAVER AVENUE, at the intersection of Western avenue, be and the same is hereby widened to a variable width, by taking for public use for highway purposes the following described property, to wit:*

Beginning at the intersection of the present northerly line of Western avenue and the present easterly line of Beaver avenue; thence extending northwardly along the present easterly line of Beaver avenue, 174.24 feet to a point of curve; thence southwardly by the arc of a circle deflecting to the left with a radius of 192.0 feet, and a central angle of 55° 53' 40", for an arc distance of 187.30 feet to a point of tangent; thence south-eastwardly by the tangent, 28.35 feet to the northerly line of Western avenue; thence westwardly along the present northerly line of Western avenue, 107.82 feet to the place of beginning.

Section 2. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to cause said BEAVER AVENUE, at the intersection of Western avenue, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages and expenses occasioned thereby, and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of As-

sembly of the Commonwealth of Pennsylvania, relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 8, 1939.

Approved May 10, 1939.

Ordinance Book 50, Page 24.

No. 245

AN ORDINANCE—Vacating a strip 5.0 feet wide along the northerly side of BASCOM STREET, from an unnamed 10-foot Way situate along the west side of Lot No. 22 in the Perry Park Plan of Lots, to a property line 55.0 feet westwardly therefrom.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a strip 5.0 feet wide along the northerly side of BASCOM STREET, from an unnamed 10-foot Way situate along the westwardly side of Lot No. 22 in the Perry Park Plan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book Volume 27, page 120, to a property line 55.0 feet westwardly therefrom, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 8, 1939.

Approved May 10, 1939.

Ordinance Book 50, Page 25.

No. 246

AN ORDINANCE—Approving "PENHAM PLAN OF LOTS," in the Fourteenth Ward of the City of Pittsburgh, laid out by John Jackson Bissell and Margaret S. Bissell; accepting the dedication of PENHAM PLACE and PENHAM

LANE as shown thereon for public use for highway purposes; opening and naming the same; fixing the width and position of the sidewalks and roadways; and establishing the grade thereon.

WHEREAS, John Jackson Bissell and Margaret S. Bissell, the owners of certain property in the Fourteenth Ward of the City of Pittsburgh, laid out in a plan of lots called "PENHAM PLAN OF LOTS," have located certain highways thereon, and executed a deed of dedication on said plan for all ground covered by said highways, to the City of Pittsburgh, for public use for highway purposes, and have released the said City from any liability for damages occasioned by the physical grading of the said public highways to the grade hereinafter established;

THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the "PENHAM PLAN OF LOTS," situated in the Fourteenth Ward of the City of Pittsburgh, laid out by John Jackson Bissell and Margaret S. Bissell, in December, 1938, be and the same is hereby approved, and PENHAM PLACE and PENHAM LANE, as located and dedicated in said plan are hereby accepted.

Section 2. The highways as aforesaid dedicated to said City for public highway purposes shall be and the same are hereby appropriated and opened as public highways, and named "PENHAM PLACE" and "PENHAM LANE."

Section 3. The width and position of the sidewalks and roadways and the grade of PENHAM PLACE and PENHAM LANE, laid out and dedicated in the "PENHAM PLAN OF LOTS" are hereby fixed and established as described in Ordinance No. 164, approved March 27, 1939, and recorded in Ordinance Book Volume 49, page 616.

Section 4. The Department of Public Works is hereby authorized and directed to enter upon, take possession of and appropriate the said PENHAM PLACE and PENHAM LANE for public highways in conformity with the provisions of this ordinance.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 8, 1939.

Approved May 10, 1939.

Ordinance Book 50, Page 25.

No. 247

AN ORDINANCE — Consenting to the erection of a memorial to William A. Magee by the William A. Magee Memorial Association upon the triangular plot of ground at the intersection of Sixth avenue, Bigelow boulevard and Grant street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the consent of the City of Pittsburgh is hereby given to the William A. Magee Memorial Association to erect a memorial to William A. Magee upon the triangular plot of ground at the intersection of Sixth avenue, Bigelow boulevard and Grant street.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 8, 1939.

Approved May 19, 1939.

Ordinance Book 50, Page 26.

No 248

AN ORDINANCE — Appropriating and setting aside the aggregate amount of \$167,000.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage and water systems of the City, in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program, from the proceeds to be derived from the sale of General Public Improvement Notes.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the following sums, or so much thereof

as may be necessary, are hereby set apart and appropriated from General Public Improvement Notes, for the payment of the cost, including engineering and other necessary expenses, for making improvements to the public high-

way, bridge and viaduct, sewerage, drainage and water systems of the City, in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program:

Pa. Docket No.		Engineering and Construction Other Necessary		Total
		Cost	Expenses	
1968	Rising Water Main from Brilliant Pumping Station and the New Water Main on Second Avenue, and South Side Water Lines -----	\$ 75,000.00	\$ 2,000.00	\$ 77,000.00
1631	Sewerage System in 33rd Street Drainage Basin -----	70,000.00	-----	70,000.00
1635	Street Improvements, Schedule "B"-----	-----	5,000.00	5,000.00
1970	Sewerage System in the Bates Street and Columbus Avenue Basins-----	-----	10,000.00	10,000.00
2015	Bloomfield Bridge Sidewalk and Corliss Station Bridge Reconstruction-----	-----	5,000.00	5,000.00
TOTAL -----		\$145,000.00	\$22,000.00	\$167,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 15, 1939.

Approved May 19, 1939.

Ordinance Book 50, Page 26.

No. 249

AN ORDINANCE — Amending Section 31, Department of Lands and Buildings, of Ordinance No. 618, which became a law January 9, 1939, entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a portion of Section 31, Department of Lands and Buildings, of Ordinance No. 618, which became a law January 9, 1939, entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh and the rate of compensation thereof," which reads:*

"Assistant Clerk Constable, \$1,760.00 per annum."

shall be amended to read:

"Laborer, \$5.00 per day."

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same effects this ordinance.

Passed May 15, 1939.

Approved May 22, 1939.

Ordinance Book 50, Page 27.

No. 250

AN ORDINANCE—Granting consent to the Borough of Greentree to carry out a temporary improvement of the portion of Arbor drive extending from Orchard drive to the northerly line of Greentree Heights Plan of Lots that lies within the corporate limits of the City of Pittsburgh, and fixing the terms and conditions thereof.

WHEREAS, one-half of Arbor drive, between the points aforesaid, lies within the Borough of Greentree, and one-half thereof within the City of Pittsburgh, and

WHEREAS, said temporary improvement is to consist of the curbing and surfacing of the roadway of Arbor drive to a width of twenty-four feet, and such necessary grading and installation

of drainage facilities as may be necessary, said grades to conform with the grades as established by Ordinances of the Borough of Greentree and the City of Pittsburgh, and

WHEREAS, the improvement so authorized shall not be made until the owners of property fronting upon said street so to be improved shall have deposited in a Trust Fund cash in an amount sufficient for the payment of all materials to be purchased for or used in said improvement estimated to be \$3.00 per running foot of said improvement, and all payments out of said Trust Fund to have the approval of the Council of the Borough of Greentree, which method of payment for materials has been found to be a safe and proper method of payment for materials used in other improvements already completed upon the highways of the Borough of Greentree with aid from Federal Works Progress Administration, and

WHEREAS, the Borough of Greentree adopted a resolution at a regular meeting of Council assembled the third day of April, 1939, requesting consent of the City of Pittsburgh to carry out a temporary improvement of the portion of Arbor drive that lies within the City of Pittsburgh, said improvement to be made without any cost or expense to the City of Pittsburgh, and to be done in conformity with plans and specifications approved by the Director of Public Works of the City of Pittsburgh and under his supervision, Now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* consent of the City of Pittsburgh is hereby given to the Borough of Greentree to carry out a temporary improvement of the portion of Arbor Drive extending from Orchard drive to the northerly line of Greentree Heights Plan of Lots as recorded in the Recorder's Office of Allegheny County, Pennsylvania, in Plan Book, Vol. 35, Page 206, that lies within the corporate limits of the City of Pittsburgh, in conformity with plans and specifications approved by the Director of Public Works of the City of Pittsburgh and under his supervision; said improvement to be completed on or before September 30, 1939, and without any cost or expense to the City of Pittsburgh.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 15, 1939.

Approved May 22, 1939.

Ordinance Book 50, Page 27.

No. 251

AN ORDINANCE—Authorizing the issuance of a warrant in favor of C. C. McKallip & Co., amounting to \$1,697.01 for rental of Oppenheim Collins Building for the month of April, 1939, to the Department of Public Welfare, for Sewing Project, without previous authority of law.

WHEREAS, Under the provisions of the Act of May 23, 1874, known as "The Wallace Act," the City of Pittsburgh is authorized to direct the payment of any claims against the City without previous authority of law, Now therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor be and he is authorized and directed to issue and the City Controller to countersign a warrant in favor of C. C. McKallip Company, amounting to \$1,697.01 for rental of Oppenheim Collins Building, to house the Sewing Project for the month of April 1939, chargeable to and payable from Bond Fund 126-1.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 15, 1939.

Approved May 22, 1939.

Ordinance Book 50, Page 28.

No. 252

AN ORDINANCE—Authorizing the issuance of warrants in favor of The Stevenson & Foster Co. in the sum of

\$140.60 and The McBee Company in the sum of \$553.00 for extra cost of Ledger Sheets and tax bills for the Department of City Controller,

WHEREAS, Due to the abatement Act of 1938, it became necessary for the Department of City Controller to order additional Tax Bills and Ledger Sheets which exceed the amounts authorized in the contracts with the above companies, and

WHEREAS, Under the provisions of the Act of May 23, 1874, known as "The Wallace Act" the City of Pittsburgh is authorized to direct the payment of any claims against the City without previous authority of Law where the City has received the benefit of the same, Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized to issue and the City Controller to countersign warrants in favor of The Stevenson Foster Company in the sum of \$140.60 for additional ledger sheets and The McBee Company in the sum of \$553.00 for additional tax bills, and charge same to Code Account No 1049, Supplies, Department of City Controller.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 15, 1939.

Approved May 22, 1939.

Ordinance Book 50, Page 29.

No. 253

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Altman's Mills for \$3,287.00; for supplies furnished the City in the Department of Public Welfare without previous authority of law.

WHEREAS, under the provisions of the Act of May 23, 1874, known as "The Wallace Act" the City of Pittsburgh is authorized to direct the payment of any claims against the City

without previous authority of Law, Now therefore:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the following:*

Altman's Mills for \$3,287.00 for feed furnished cattle at Mayview, chargeable to and payable from Code Account 1332, Supplies.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 15, 1939.

Approved May 22, 1939.

Ordinance Book 50, Page 29.

No. 254

AN ORDINANCE—Authorizing a lease for a building now used for Library purposes by the Carnegie Free Library of Allegheny, situated on Brighton Road near Woods Run Avenue and owned by Mathilda M. Cochrane and Anna B. Dietrich.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Lands and Buildings shall be and they are hereby authorized to enter into an agreement with Mathilda M. Cochrane and Anna B. Dietrich, for the leasing of the building now occupied as a branch library and situated on Brighton Road near Woods Run Avenue, for a term of one (1) year, beginning May 1st, 1939 and ending April 30th, 1940, at an annual rental of \$1,200.00, payable in monthly installments of \$100.00 each, from Code Account No. 1361, Miscellaneous Services, Woods Run Branch, Carnegie Free Library of Allegheny.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the

same is hereby repealed, so far as the same affects this Ordinance.

Passed May 15, 1939.

Approved May 22, 1939.

Ordinance Book 50, Page 30.

No. 255

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of Thirty (30) more or less, Automobiles for the Bureau of Police, Department of Public Safety and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Thirty (30) more or less Automobiles at a cost not to exceed the sum of Fifteen Thousand (\$15,000.00) Dollars and to include the trade-in of Twenty-five (25) old Automobiles, more or less for the Bureau of Police, Department of Public Safety, in accordance with an Act of Assembly entitled, "An act for the government of cities of the second class," approved the 7th day of March, A. D. 1901. and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1452 Equipment, Bureau of Police.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 15, 1939.

Approved May 22, 1939.

Ordinance Book 50, Page 30.

No. 256

AN ORDINANCE—Providing for a contract or contracts to be carried out as Federal Emergency Administra-

tion of Public Works Projects for certain improvements to the public sewerage and water systems of the City of Pittsburgh in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That The Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts including contracts for test holes, for making the following improvements to the public sewerage and water systems of the City of Pittsburgh in the Department of Public Works, in accordance with the laws and ordinances governing the said City, on improvements performed with financial aid from the Federal Emergency Administration of Public Works, for sums not to exceed the following amounts, chargeable to and payable from dockets set forth:*

Pa. Docket No.	Estimated Costs
1968	Furnishing, Laying and Re-laying South Side Water Line and Appurtenances from Virginia Avenue at Kearsarge Street to Shaler Street at Wells Street.....\$75,000.00
1631	33rd Street Drainage Basin, Section 2 B—South Negley Avenue, Friendship Avenue, Roup Street, Coral Street and Graham Street 70,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 15, 1939.

Approved May 22, 1939.

Ordinance Book 50, Page 31.

No. 257

AN ORDINANCE—Refixing the width and position of the roadway and the sidewalks of STEUBEN STREET.

from Middletown Road to the first angle east of Herschel Street; providing for slopes, parking, retaining walls and steps; and re-establishing the grade thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the roadway and the sidewalks of STEUBEN STREET, from Middletown Road to the first angle east of Herschel Street, be and the same are hereby refixed as follows, to wit:*

The roadway shall have a uniform width of 36.0 feet, the center line of which shall be parallel to and 25.0 feet south of the northerly street line.

The sidewalks shall each have a uniform width of 7.0 feet, lying along and contiguous to the above described roadway.

The remaining portion of the street lying without the lines of the roadway and sidewalks as above described shall be used for slopes, parking, retaining walls and steps.

SECTION 2. The grade of the center line of the roadway shall be and the same is hereby re-established as follows, to wit:

Beginning at the angle point in the center line of STEUBEN STREET, at the intersection of Middletown Road, at an elevation of 1137.68 feet; thence rising by a concave parabolic curve for a distance of 80.0 feet to a point of tangent, to an elevation of 1139.13 feet; thence rising at the rate of 3.67% for a distance of 85.85 feet to a point of curve, to an elevation of 1142.28 feet; thence by a convex parabolic curve for a distance of 150.0 feet, to a point of tangent, to an elevation of 1142.20 feet; thence falling at the rate of 3.77% for a distance of 256.32 feet to a point of curve, to an elevation of 1132.54 feet; thence by a concave parabolic curve for a distance of 60.0 feet to a point of tangent, to an elevation of 1130.71 feet; thence falling at the rate of 2.32% for a distance of 135.0 feet to a point of curve, to an elevation of 1127.58 feet; thence by a convex parabolic curve for a distance of 100.00 feet, to a point of tangent, to an elevation of 1122.07 feet; thence falling at the rate of 8.72% for a distance of 495.03

feet to a point of curve, to an elevation of 1081.48 feet; thence by a concave parabolic curve for a distance of 150.0 feet to a point of tangent, to an elevation of 1073.50 feet; thence falling at the rate of 1.94% for a distance of 198.50 feet to a point of curve, to an elevation of 1069.65 feet; thence by a concave parabolic curve for a distance of 60.0 feet to a point of tangent, to an elevation of 1069.62 feet; thence rising at the rate of 1.84% for a distance of 195.0 feet to a point of curve, to an elevation of 1073.21 feet; thence by a convex parabolic curve for a distance of 150.0 feet to a point of tangent, to an elevation of 1069.51 feet; thence falling at the rate of 6.78% for a distance of 299.74 feet to a point of curve, to an elevation of 1049.19 feet; thence by a concave parabolic curve for a distance of 120.0 feet to a point of compound curve, to an elevation of 1043.88 feet; thence by a concave parabolic curve for a distance of 120.0 feet to a point of tangent, to an elevation of 1043.23 feet; thence rising at the rate of 0.966% for a distance of 94.76 feet to a point of curve to an elevation of 1044.15 feet; thence by a concave parabolic curve for a distance of 100.0 feet to a point of tangent, to an elevation of 1045.80 feet; thence rising at the rate of 2.345% for a distance of 225.50 feet to a point of curve, to an elevation of 1051.09 feet; thence by a concave parabolic curve for a distance of 80.0 feet to a point of tangent, to an elevation of 1055.29 feet; thence rising at the rate of 8.14% for a distance of 130.0 feet, to a point of curve, to an elevation of 1065.87 feet; thence by a convex parabolic curve for a distance of 80.0 feet to a point of tangent at the first angle east of Herschel Street, to an elevation of 1069.18 feet.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 15, 1939.

Approved May 22, 1939.

Ordinance Book 50, Page 32.

No. 258

AN ORDINANCE—Refixing the width and position of the sidewalks and

roadway of SYCAMORE STREET, from Shiloh Street to Bertha Street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the sidewalks and roadway of SYCAMORE STREET, from Shiloh Street to Bertha Street, be and the same are hereby refixed as follows, to wit:*

The northerly and southerly sidewalks shall each have a uniform width of 8.0 feet, and shall lie along and contiguous to their respective street lines.

The roadway shall have a uniform width of 24.0 feet, lying between the sidewalks above described.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 15, 1939.

Approved May 22, 1939.

Ordinance Book 50, Page 33.

No. 259

A^N ORDINANCE—Amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-E30, by including within the "A" Residence and Second Area District all that certain property, now classified "B" Residence and First Area District, bounded by the southerly side of Stanton Avenue; a line parallel with and distant 100 feet westwardly from Collins Street; the northerly line of Carmine Way extended; Carmine Way; the easterly lines of properties fronting on the easterly side of Sheridan Avenue; St. Marie Street; and, the easterly side of Sheridan Avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended by changing the Zone Map, Sheet Z-N10-E30, so as to include within the "A" Residence (U-4) and Second Area (A-2) District all that certain property, now classified "B" Resi-*

dence (U-5) and First Area (A-1) District, bounded by the southerly side of Stanton Avenue; a line parallel with and distant 100 feet westwardly from Collins Street; the northerly line of Carmine Way extended; Carmine Way; the easterly lines of properties fronting on the easterly side of Sheridan Avenue; St. Marie Street; and, the easterly side of Sheridan Avenue.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and same is hereby repealed, so far as the same affects this Ordinance.

Passed May 15, 1939.

Approved May 22, 1939.

Ordinance Book 50, Page 33.

No. 260

A^N ORDINANCE—Changing the name of Overhill Street, 3rd Ward, between Linton Street and Reed Street, to "Heldman Street."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the name of Overhill Street, 3rd Ward, between Linton Street and Reed Street, shall be and the same is hereby changed to "Heldman Street."*

Section 2.—That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 15, 1939.

Approved May 24, 1939.

Ordinance Book 50, Page 34.

No. 261

A^N ORDINANCE—Authorizing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to enter into an agreement with the County of Allegheny, through its Board of County Commissioners, for the purpose

of constructing a traffic grade separation at the intersection of West Liberty Avenue and Saw Mill Run Boulevard, in the City of Pittsburgh and providing for respective obligations of the parties thereto.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, shall be, and they are hereby authorized and directed to enter into an agreement with the County of Allegheny, through its Board of County Commissioners, for the purpose of constructing a traffic grade separation at the intersection of West Liberty Avenue and Saw Mill Run Boulevard, in the City of Pittsburgh, said agreement to be in the following form:*

AGREEMENT

THIS AGREEMENT, made and entered into this-----day of-----, A. D. 1939, between the COUNTY OF ALLEGHENY, a political subdivision of the Commonwealth of Pennsylvania, hereinafter called the "County," party of the first part;

and

the CITY OF PITTSBURGH, a municipal corporation of the Commonwealth of Pennsylvania, hereinafter called the "City," party of the second part;

NOW THIS AGREEMENT WITNESSETH THAT:

WHEREAS, the Board of County Commissioners under date of November 3, 1938, executed an application to the Pennsylvania Department of Highways for the improvement of State Highway Route No. 247 (Saw Mill Run Boulevard) and State Highway Route No. 806 (West Liberty Avenue) at and in the vicinity of their intersection with the Liberty Tubes in the City of Pittsburgh, County of Allegheny, Pennsylvania, under the Act of June 12, 1919, P. L. 450, as last amended by the Act of July 12, 1935, P. L. 803; and

WHEREAS said application was submitted to and approved by the Department of Highways on the twenty-first day of November, 1938; and

WHEREAS the City of Pittsburgh, by Ordinance No. 521, approved by the

Mayor November 15, 1938, granted to the Board of County Commissioners of the County of Allegheny the right to enter into the City of Pittsburgh for the purpose of constructing a traffic grade separation at the intersection of West Liberty Avenue (State Highway Route No. 806) and Saw Mill Run Boulevard (State Highway Route No. 247) in substantial conformity with plans to be prepared by the County of Allegheny; and

WHEREAS the County of Allegheny, at Application Docket No. 55830, made application to the Pennsylvania Public Utility Commission for approval of the removal and relocation of the presently existing surface facilities of the Pittsburgh Railways Company on West Liberty Avenue (State Highway Route 806) and Warrington Avenue (State Highway Route 247) in the City of Pittsburgh and the construction in lieu thereof of an overhead crossing for the facilities of the said railways company above West Liberty Avenue (State Highway Route 806) connecting with other existing facilities of the said railways company; and

WHEREAS the Pennsylvania Public Utility Commission on the seventh day of December, 1938, formally approved the said application; and

WHEREAS the County and City are of the opinion that it will be to the interest and advantage of the County, City and the State Highway Department and the general public that said improvement be made;

NOW, THEREFORE, THIS AGREEMENT WITNESSETH:

1. The County hereby covenants and agrees to and with the City that it will construct and improve a traffic grade separation at and in the vicinity of the intersection of Saw Mill Run Boulevard (State Highway Route No. 247) and West Liberty Avenue (State Highway Route 806), subject to the conditions hereinafter specified, and in conformity with Plan No. 1741, and detailed plans and specifications to be prepared by the County and subject to the approval of the proper officers of the City of Pittsburgh and the Pennsylvania Department of Highways, and, as far as relates to the work done under authority of the Pennsylvania Public Utility Commission, to be approved by said Commission.

2. The County agrees to advertise and let a contract or contracts for the construction of said traffic grade separation to the lowest responsible bidder or bidders, in accordance with the plans and specifications aforesaid. Said plans, specifications, contract or contracts are to be filed in the office of the County Department of Works, in the Department of Public Works of the City of Pittsburgh, and in the office of the Secretary of Highways, Harrisburg, and such as relates to the Pennsylvania Public Utility Commission action are to be filed in its proper office.

3. It is mutually agreed that the County shall have full and complete charge of the work and shall furnish whatever engineering and inspectional service as may be necessary to successfully prosecute the work; and the City shall, at its own cost and expense, furnish whatever engineering or inspectional service it so desires. Any complaint the City may have to the manner of construction or to the methods or materials used shall be made in writing to the Director of the County Department of Works within forty-eight hours after such work is done or materials used, otherwise all work and materials shall be considered by the County as having been done, furnished, placed or entered to the satisfaction of the City. Any and all complaints so made shall be decided by the Director of the County Department of Works and the Director of the Department of Public Works of the City of Pittsburgh in conformity with the plans, specifications and agreement approved.

4. The County agrees to pay for the entire cost of the improvement at the intersection of Saw Mill Run Boulevard (State Highway Route No. 247) and West Liberty Avenue (State Highway Route No. 806) with the exception of such portion of the cost of said improvement as may be borne by the State Highway Department. For that portion of the work covered by Public Utility Commission Application Docket No. A. 55803 the County agrees to provide funds and do such construction work as is required by the Public Utility Commission order.

5. The County agrees to assume and become liable for any and all damages to property likely to be occasioned by the said improvement, including dam-

ages as required by the Public Utility Commission order. The County agrees to prepare all necessary Viewers' Plans which may be necessary for the City to present to the Boards of Viewers for the adjudication of any property damage claims. It is mutually agreed that all litigation for Boards of Viewers or otherwise shall be conducted by the County of Allegheny.

6. The City covenants and agrees to pass all the necessary ordinances for the approval of this agreement, to pass all necessary ordinances for the condemnation of private or public property necessary to complete the improvement, and for the establishment or re-establishment of grades and changes of widths, lines and locations of existing streets or ways.

7. The City covenants and agrees to give all necessary notices to fully advise all parties concerned, public or private, of the proposed improvement.

8. The City agrees to take all necessary action to require all private parties, utility and public service corporations, to make necessary alterations, repairs or adjustments to existing utility facilities and to install any new facilities with their proper connections to points outside the limits of the proposed improvement, upon the request of the County.

9. The City covenants and agrees to require that all expense incidental to the location, relocation, adjustment or alteration of any utilities or repairs to existing utilities shall be borne by the public utility involved, and the County agrees that should any claim by any utility for compensation for the work performed in the adjustment, location, relocation, installation or alteration of the facility be sustained against the City, to assume full liability therefor.

10. It is mutually agreed that the service lines of all utilities shall be placed in the areas indicated upon the plans approved, and that no change in the location of any utility shall be made without the consent of the County of Allegheny, the City of Pittsburgh, the Commonwealth of Pennsylvania, and insofar as relates to that portion covered by the Public Utility Commission action, of the Commission.

11. The County agrees to secure all necessary permits from the proper public

authority of the Commonwealth of Pennsylvania to enable it to proceed with the work contemplated.

12. The County agrees that where any of the presently existing streets, including all facilities thereon or thereunder, owned or operated by the City of Pittsburgh, are interfered with due to the construction performed by the County, to reconstruct or repair the same in a manner satisfactory to the City. The County further agrees that such sidewalk or sidewalks as may be necessary to provide for the accommodation of the public shall be constructed by the County within the limits of the improvement. The City agrees that should side-walks be constructed, the County is to be relieved of the maintenance thereof.

13. The County agrees to prepare a lighting plan for the improvement and to submit the same to the City for its approval. Upon approval by the City of the said lighting plan the County agrees to construct the same at no expense to the City. The City agrees that upon the completion of the lighting system it will thereafter maintain the same and supply such current as may be necessary for the proper lighting of the same.

14. The City agrees that it will prepare a plan for a traffic control system or systems at such points on the newly constructed improvement where the same shall be mutually deemed necessary. The County agrees to install said traffic control system or systems and the City agrees, upon completion of the same, to assume the maintenance thereof.

15. The County agrees, in conjunction with the City, to submit to the Public Utility Commission requests for such amendatory orders as may be mutually agreed upon between the County and the City insofar as the same relates to the work under Public Utility Commission Order A 55830.

16. The City agrees that it will maintain and continue to maintain such presently existing structures and the extensions thereto on Saw Mill Run Boulevard as are now maintained by the City. The County agrees that it will maintain all new structures which, under existing law, cannot be taken

over for maintenance by the Commonwealth of Pennsylvania.

17. The City hereby covenants and agrees to release and forever discharge the County of Allegheny from any liability for damages due to the improvement to any property owned or possessed by the City and to secure the immediate vacation of any of said City property by any tenant, lessee or occupier where said occupancy would interfere with the proper prosecution of the work.

18. The County agrees that it will pay all awards and judgments rendered against the City of Pittsburgh in connection with the condemnation or injury to any property embraced within the improvement and that it will not set off or counter claim against the liability hereby assumed any claims or demands which the County has or may have against the City of Pittsburgh on matters outside of the improvement covered by this agreement.

19. It is mutually agreed that upon completion of the work embraced within the limits of the improvement, that a joint inspection shall be made by the City and County. Any reasonable complaint by the City that any part or portion of the work has not been completed in accordance with the plans and specifications approved, shall be referred to the Director of Public Works of the City and the Director of the County Department of Works. The County agrees to correct or cause to be corrected such work as may be agreed upon by the City and County officials aforesaid as not being in accordance with the plans and specifications approved.

IN WITNESS WHEREOF the County has caused its common and corporate seal to be affixed hereto, duly attested by the Chief Clerk of its Board of County Commissioners, and this agreement to be signed by its County Commissioners, and this agreement is to be signed and executed in the name of the City of Pittsburgh and for the City of Pittsburgh by its proper officers and the seal of the said City is to be affixed by its proper officers hereto, they having been duly authorized so to do by ordinance of said City, all done the day and year aforesaid, being ordinance No. approved

COUNTY OF ALLEGHENY,

County Commissioners.

Attest:

Chief Clerk.

Approved as to Form:

County Solicitor.

CITY OF PITTSBURGH,

Mayor.

Attest:

Secretary to the Mayor.

Dir., Dept. of Public Works

Countersigned:

City Controller.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 15, 1939.

Approved May 24, 1939.

Ordinance Book 50, Page 34.

No. 262

AN ORDINANCE—Amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-O-E15, by including within the Commercial District all that certain property, now classified "A" Residence District, fronting on the westerly side of Vine Street from Our Way to Colwell Street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended by changing the Zone Map, Sheet Z-O-E15, so as to include within the Commercial (U-3) District all that certain property, now classified "A" Residence (U-4) District, fronting on the westerly side of Vine Street from Our Way to Colwell Street.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and same is hereby repealed, so far as the same affects this Ordinance.

Passed May 22, 1939.

Approved May 24, 1939.

Ordinance Book 50, Page 38.

No. 263

AN ORDINANCE—Providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway and water systems of the City of Pittsburgh in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to advertise for proposals, award, and enter into a contract or contracts for making the following improvements to the public highway and water systems of the City of Pittsburgh in the Department of Public Works, in accordance with the laws and ordinances governing the said City on improvements performed with financial aid from the Federal Emergency Administration of Public Works, for sums not to exceed the following amounts, chargeable to and payable from Docket set forth:*

Pa.	Docket No.	Estimated Cost
✓	1591	Extension to Water Main on Fifth Avenue in the Oakland District ----- \$ 75,000.00
	1616	Grading, regrading, paving, repaving, curbing, recurbing and otherwise improving of River Ave., from Warfield Street to Heinz Street ----- 40,000.00
	2193	Grading, regrading, paving, repaving, curbing, recurbing, widening and

otherwise improving of
Chartiers Avenue, from
Corliss Street to Straka
Street ----- 100,000.00

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 22, 1939.

Approved May 27, 1939.

Ordinance Book 50, Page 39.

No. 264

AN ORDINANCE—Amending Section 1 of Ordinance No. 207, approved April 28, 1939, entitled—"An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works Projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled; and it is hereby ordained and enacted by the authority of the same,* That Section 1 of Ordinance No. 207, approved April 28, 1939, entitled "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works Projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor,"

The line which reads:

1987 Ormsby Playground Rec.
reation Building -----\$125,000.00
shall be amended to read:
1987 Ormsby Playground Rec-
reation Building -----\$159,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 22, 1939.

Approved May 27, 1939.

Ordinance Book 50, Page 39.

No. 265

AN ORDINANCE—Amending Section 1 of Ordinance No. 388, approved August 22, 1938, entitled—"An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Section 1 of Ordinance No. 388, approved August 22, 1938, entitled—"An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor,"

The line which reads:

1987 West Penn Playground
Recreation Building ---\$150,000.00

shall be amended to read:

1987 West Penn Playground
Recreation Building ---\$209,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 22, 1939.

Approved May 27, 1939.

Ordinance Book 50, Page 40.

No. 266

AN ORDINANCE—Amending Section 1 of Ordinance No. 75, approved Feb-

ruary 21, 1939, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor," as amended by Ordinance No. 137, approved March 22, 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 1 of Ordinance No. 75, approved February 21, 1939, entitled—"An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor," as amended by Ordinance No. 137, approved March 22, 1939,

The line which reads:

1633 Cowley - Goettman Play
ground—Bath and Field
House ----- 95,000.00

shall be amended to read:

1633 Cowley - Goettman Play
ground—Bath and Field
House ----- 124,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and

the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 22, 1939.

Approved May 27, 1939.

Ordinance Book 50, Page 40.

No. 267

AN ORDINANCE—Appropriating and setting aside the aggregate amount of \$872,100.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, water, park and recreation systems of the City in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program, from the proceeds to be derived from the sale of General Public Improvement Notes.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the following sums, or so much thereof as may be necessary, are hereby set apart and appropriated from General Public Improvement Notes, for the payment of the cost, including engineering and other necessary expenses, for making improvements to the public highway, bridge and viaduct, sewerage, drainage, water, park and recreation systems of the City in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program:

Pa. Docket No.		Engineering and Construction Other Necessary		Total
		Cost	Expenses	
1590	Sewerage systems in Four Mile Run, Negley Run Drainage Basins, Homewood Avenue and Fifth Avenue-----	\$128,000.00	-----	\$128,000.00
1591	Water Storage Tanks Lincoln, Allentown and Squirrel Hill Districts, Pipe Line Replacement on Smallman Street, reinforcing main in the Oakland Heights District and Water Main Extension on Fifth Avenue in the Oakland District....	75,000.00	-----	75,000.00
1616	Street Improvements—Schedule "A"-----	40,000.00	-----	40,000.00
1631	Sewerage System in 33rd Street Drainage Basin -----	20,000.00	-----	20,000.00

1634	Swimming Pools and Bath Houses in Burgwin, Ammon, Warrington and Moore Playgrounds	102,000.00	-----	102,000.00
1649	Highland Park Zoo—Building Remodeling	47,000.00	-----	47,000.00
1967	Wilmot Street Bridge	33,000.00	5,000.00	38,000.00
1970	Sewerage System in the Bates Street and Columbus Avenue Basins	3,000.00	-----	3,000.00
2015	Bloomfield Bridge Sidewalk and Corliss Station Bridge Reconstruction	40,000.00	-----	40,000.00
2193	Widening and Repaving of Streets—Schedule "C"	379,000.00	-----	379,000.00
TOTALS		\$867,100.00	\$ 5,000.00	\$872,100.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 22, 1939.

Approved May 27, 1939.

Ordinance Book 50, Page 41.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 22, 1939.

Approved May 27, 1939.

Ordinance Book 50, Page 42.

No. 268

A^N ORDINANCE—Appropriating and setting aside the additional sum of \$93,000.00 for payment of the cost for improvements to the recreation system of the City, in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program, from the proceeds to be derived from the sale of General Public Improvement Notes.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the following additional sum, or so much thereof as may be necessary, is hereby set apart and appropriated from General Public Improvement Notes, for the payment of the cost for making improvements to the recreation system of the City in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program:*

Pa. Docket No.	Construction Cost
1987	Recreation Buildings in Ormsby, West Penn and Warrington Playgrounds \$ 93,000.00

No. 269

A^N ORDINANCE—Appropriating and setting aside the additional sum of \$26,000.00 for payment of the cost for improvements to the recreation system of the City, in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program, from the proceeds to be derived from the sale of General Public Improvement Notes.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the following additional sum, or so much thereof as may be necessary, is hereby set apart and appropriated from General Public Improvement Notes, for the payment of the cost for making improvements to the recreation system of the City, in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program:*

Pa. Docket No.	Construction Cost
1633	Bath and Field Houses in Magee and Cowley-Goettman Playgrounds... \$ 26,000.00

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 22, 1939.

Approved May 27, 1939.

Ordinance Book 50, Page 43.

No. 270

AN ORDINANCE—Authorizing the issuance of warrants in favor of Eichleay Engineering Corporation for \$3,569.47 and Ben Construction Company for \$420.66 in payment for extra work done on contracts in connection with P. W. A. projects for the benefit of the City without previous authority of Law.

WHEREAS, Extra work was done on contracts in connection with P. W. A. projects for the benefit of the City without previous authority of Law in the total sum of \$3,990.13, and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for the payment of extra work done on contracts for the benefit of the City without previous authority of Law, Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in favor of the following in payment for extra work done on contracts in connection with P. W. A. projects for the benefit of the City, in the respective amounts set opposite their names and to charge same to the code accounts designated.*

Eichleay Engineering Co., Contractor

Docket, Pa. 1604

F, Contract No.

1 Controller's No.

7190 ----- \$3,569.47 Code Ac. 136- 4

Ben Construction Co., Contractor

Docket, Pa. 1968

F, Contract No.

2 Controller's No.

7301 ----- 420.66 Code Ac. 136-13

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 22, 1939.

Approved May 27, 1939.

Ordinance Book 50, Page 43.

No. 271

AN ORDINANCE—Authorizing and directing the construction of a public sewer on the north sidewalk of Horning Street from a point about twenty (20') feet west of Mullooly Street to the existing sewer on Horning Street at a point about thirty (30') feet west of Lodge Street, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor,

And providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a Public Sewer be constructed on the north sidewalk of Horning Street from a point about (20') feet west of Mullooly Street to the existing sewer on Horning street at a point about thirty (30') feet west of Lodge Street, including, as may be necessary, the excavation of exploratory test holes.*

Commencing on the north sidewalk of Horning Street at a point about twenty (20') feet west of Mullooly Street; thence westwardly along the north sidewalk of Horning Street to the existing sewer on Horning Street about thirty (30') feet west of Lodge Street. Said sewer to be terra cotta pipe and 8" in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of the said City of Pittsburgh relating thereto and regulating the

same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of Three Thousand Two Hundred (\$3,200.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 22, 1939.

Approved May 27, 1939.

Ordinance Book 50, Page 44.

No. 272

AN ORDINANCE—Granting unto the Board of Public Education the right to construct, maintain and use a tunnel under and across South Tenth Street at a point on the westerly line of South Tenth Street a distance of 12.25 feet north of the northerly line of Sarah Street in the 17th Ward, City of Pittsburgh, for the purpose of affording access for the installation and maintenance of an 8" steam supply line and a 2" return line from the South High School Building on the west side of South Tenth Street to the proposed new South Vocational School Building on the east side of South Tenth Street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* The Board of Public Education is hereby given the right and authority to construct, maintain and use a tunnel under and across South Tenth Street at a point on the westerly line of South

Tenth Street a distance of 12.25 feet north of the northerly line of Sarah Street, in the 17th Ward, City of Pittsburgh, for the purpose of affording access for the installation and maintenance of an 8" steam supply line and a 2" return line from the South High School Building on the west side of South Tenth Street to the proposed new South Vocational School on the east side of South Tenth Street.

The center line of said tunnel shall begin at a point on the westerly line of South Tenth Street distant 12.25 feet northwardly from the intersection of the northerly line of Sarah Street with the westerly line of South Tenth Street; thence deflecting to the right 83° 30' 0" in an easterly direction across South Tenth Street for a distance of 50.33 feet to the easterly line of South Tenth Street. The outer edges of said tunnel to be 2.67 feet on each side of the center line.

The foregoing tunnel shall be laid in the location and in full conformance with the approved plan on file in the Division of Public Utilities, Bureau of Engineering, Department of Public Works, and identified as Accession No. B-477, Folder "B," said plan being entitled, "Tunnel connecting South High School and South Vocational School at South Tenth Street, 17th Ward, Pittsburgh, Penna., for the Board of Public Education."

Section 2. The construction, maintenance and use of the said tunnel shall be at all times at the sole expense of the Board of Public Education, as shown on Plan B-477, all this to be subject to the approval and be done under the supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers and supervision over city streets and also to all general or special Ordinances of the City of Pittsburgh which may hereafter be passed relating to the construction, maintenance and use of tunnels in the City streets and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and subsurface structures which may in any way be

damaged or disturbed by reason of the construction, maintenance and use of the said tunnel. All of the said work including the repaving of the street damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said tunnel upon giving six (6) months notice through the proper officers pursuant to Resolution or Ordinance of Council to the said Board of Public Education its successors and assigns, to that effect, and that the said grantee, when so notified, shall at the expiration of the said six months forthwith, remove the said tunnel and replace the street to its original condition at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and subsurface structures therein, by reason of the construction, maintenance and use of the said tunnel, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following conditions, to-wit: This Ordinance shall become null and void unless within thirty (30) days after its passage and approval the Board of Public Education shall file with the City Controller its certificate of acceptance of the provisions thereof, said certificate to be executed by the President and Secretary of the Board of Public Education with its corporate seal attached.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 22, 1939.

Approved May 27, 1939.

Ordinance Book 50, Page 45.

No. 273

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to enter into an Agreement with the Pittsburgh Joint Stock Yards Company, for the purpose of the formation of a connection of a viaduct with Herrs Island Bridge, in the City of Pittsburgh; providing for the cost and maintenance of the same, and including the stipulation of the Pennsylvania Railroad Co. with reference to its obligations with respect to said Bridge.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed, for and in behalf of the City of Pittsburgh, to enter into an Agreement with the Pittsburgh Joint Stock Yards Company, for the purpose of the formation of a connection of a viaduct with Herrs Island Bridge, in the City of Pittsburgh, in the following form, to-wit:

AGREEMENT

MADE and entered into this..... day of....., 1939, by and between the CITY OF PITTSBURGH, a municipal corporation of the Commonwealth of Pennsylvania, party of the first part, hereinafter called the "City,"

AND

PITTSBURGH JOINT STOCK YARDS COMPANY, a corporation of the Commonwealth of Pennsylvania, party of the second part, hereinafter called the "Stock Yards Company."

WHEREAS, by virtue of Ordinance No. 493, approved October 29, 1938, Ordinance No. 590, approved December 20, 1938, and Ordinance No. 597, approved December 22, 1938, the City authorized the construction of a viaduct on the line of River Avenue extended, to form a connection between Herrs Island Bridge and the Thirty-first Street Bridge, in the Twenty-fourth Ward of the City of Pittsburgh, County of Alle-

WHEREAS, the City is the owner of a bridge span extending over the back gheny and State of Pennsylvania; and,

channel of the Allegheny River, located on the line of Bridge Street and connecting the approach spans of said bridge, in the Twenty-fourth Ward of the City of Pittsburgh; and,

WHEREAS, the Stock Yards Company is the owner of the approach spans extending from East Ohio Street and connecting with the City-owned span over said back channel; and,

WHEREAS, it is necessary to provide a safe and adequate connection between the said approach spans and the proposed viaduct in a manner acceptable to both parties to this Agreement; and,

WHEREAS, the general nature and extent of the alterations to said bridge that will be necessary in order to connect the viaduct thereto are shown on drawings of the City of Pittsburgh numbered F-6108, 6109, 6110, 6114 and 6115, which drawings are now on file in the Bureau of Engineering of the Department of Public Works of the City;

NOW, THEREFORE, in consideration of the foregoing and the covenants to be performed on the part of each of the parties hereto, it is mutually agreed as follows:

1. The City covenants to furnish all materials for and to do and perform all work necessary and adequate for the complete construction of its said viaduct, including the attachments thereof to the said approach spans owned by the Stock Yards Company, and constituting the approaches to said Herrs Island Bridge over the back channel of said River.

2. The City covenants to assume and pay the entire cost of all materials and all work herein provided for, including any necessary alterations to the said spans of the Stock Yards Company; and further covenants, at its sole cost and expense, to maintain, repair and renew all construction work done and performed by the City or its Contractor.

3. The Stock Yards Company consents to the connection by the City of its viaduct with the existing approach spans as herein provided, subject to the provisions of this agreement as above set forth.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed the day and year first hereinabove written.

CITY OF PITTSBURGH

ATTEST:

By _____
Mayor

Secretary to the Mayor

Director, Department of Public Works
PITTSBURGH JOINT STOCK YARDS
COMPANY

ATTEST:

By _____
President

Secretary

APPROVED AS TO FORM:

City Solicitor

COUNTERSIGNED:

City Controller

It is understood and stipulated by The Pennsylvania Railroad Company that the execution and delivery of the attached Agreement, bearing date of

_____, 193____,
between the City of Pittsburgh and Pittsburgh Joint Stock Yards Company, in no manner releases The Pennsylvania Railroad Company from the obligations assumed by it under a certain Agreement in writing entered into between it and the City of Pittsburgh, dated May 5, 1936, which Agreement was approved by the Public Service Commission at Docket M. C. 7354, and that The Pennsylvania Railroad Company continues to be bound by its obligations assumed in said recited Agreement.

Dated this _____ day of
_____, 193____.

THE PENNSYLVANIA RAILROAD CO.

By _____
General Manager.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 22, 1939.

Approved May 27, 1939.

Ordinance Book 50, Page 46.

No. 274

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to enter into an Agreement with the County of Allegheny, through its Board of County Commissioners, for the purpose of the formation of a connection of a viaduct with the southerly side of the Thirty-first Street Bridge, in the City of Pittsburgh; providing for the cost of the same and the control of traffic at such intersection, and providing for the respective obligations of the parties thereto.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works be and they the hereby authorized and directed, for and in behalf of the City of Pittsburgh, to enter into an Agreement for the purpose of the formation of a connection of a viaduct with the southerly side of the Thirty-first Street Bridge, in the City of Pittsburgh, in the following form, to-wit:*

ARTICLES OF AGREEMENT

MADE and entered into this _____ day of _____, 193____, by and between the CITY OF PITTSBURGH, a municipal corporation of the Commonwealth of Pennsylvania, party of the first part, hereinafter called "City,"

and the COUNTY OF ALLEGHENY, a political subdivision of the Commonwealth of Pennsylvania, party of the second part, hereinafter called "County."

WHEREAS, By virtue of Ordinances numbered 493, approved October 29, 1938; 590, approved December 20, 1938; and 597, approved December 22, 1938, the City approved and authorized the construction of a viaduct on the line of River avenue extended, to form a connection between Herrs Island Bridge and the Thirty-first Street Bridge, in the 24th Ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania; and

WHEREAS, The Thirty-first Street Bridge is owned and maintained by the County; and

WHEREAS, It is necessary to provide a safe and adequate connection between the Thirty-first Street Bridge and the proposed viaduct in a manner acceptable to both parties to this agreement; and

WHEREAS, The general nature and extent of the alterations to said bridge that will be necessary in order to connect the viaduct thereto, are shown on drawings of the City of Pittsburgh numbered F-6108, 6109, 6110, 6116 and 6119, which drawings are now on file in the office of the Bureau of Engineering, of the Department of Public Works of the City of Pittsburgh and by reference thereto, are made part of this agreement; Now, Therefore,

In consideration of the foregoing and the covenants to be performed on the part of each of the parties hereto, it is mutually agreed as follows:

1. The City agrees to connect its viaduct with the southerly side of the Thirty-first Street Bridge in accordance with the plans and specifications above mentioned, which insofar as they affect the County structure, shall be approved by the Director of the County Department of Works and filed in his office.

2. The City agrees to pay the entire cost of all new construction and operation, and the cost of maintenance of all new construction performed by it south of the south curb line of the Thirty-first Street Bridge, the County having the right, at its own cost and expense, to place such inspectors as it may desire during the actual construction of the connection.

3. Any changes in the above mentioned plans and specifications, involving alterations to the existing Thirty-first Street Bridge, shall be permitted only after such proposed changes shall have been approved by both parties to this agreement.

4. All steel work and fences removed from the County structure shall be delivered by the City to the nearest County bridge maintenance headquarters at no expense to the County.

5. Upon completion of the work, a joint inspection shall be made by the parties hereto. All complaints shall be referred to and decided by the Directors of Public Works of the City and County; and the City hereby agrees to correct such work as may be agreed

upon by said Directors as not being in accordance with the approved plans and specifications.

6. The City agrees to control traffic at the intersection of the viaduct with the County structure, by installing and maintaining traffic signal devices.

7. The City agrees to save the County harmless from damages to persons or property caused by the negligence of the City, or its agents, during the construction period.

8. The County hereby consents to the connection by the City of its viaduct with the Thirty-first Street Bridge, as shown on said plans, subject to the provisions of this agreement hereinbefore set forth.

9. Authority for the execution of this agreement by the City has been granted by Ordinance No. ----, approved -----, 1939.

IN WITNESS WHEREOF, The parties hereto have caused this agreement to be signed in duplicate the day and year above written.

CITY OF PITTSBURGH

By -----
Mayor.

Attest:

Secretary to the Mayor.

Director of Dept. of
Public Works.

Attest:

Approved as to form:

City Solicitor.

Countersigned:

City Controller.

COUNTY OF ALLEGHENY

By -----

County Commissioners.

Attest:

Chief Clerk.

Approved as to form:

County Solicitor.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and

the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 22, 1939.

Approved May 27, 1939.

Ordinance Book 50, Page 48.

No. 275

AN ORDINANCE—Amending Sections 5 and 6 and the title of an ordinance entitled, "An Ordinance providing for and regulating the use of milk caps and fixing a standard specification for same; conferring powers and duties on the Director of the Department of Public Health and the Bureau of Food Inspection of the City of Pittsburgh, and imposing penalties for the violation thereof," approved February 14, 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Sections 5 and 6 and the title of an ordinance entitled, "An Ordinance providing for and regulating the use of milk caps and fixing a standard specification for same; conferring powers and duties on the Director of the Department of Public Health and the Bureau of Food Inspection of the City of Pittsburgh, and imposing penalties for violation thereof," approved February 14, 1939, shall be and the same is hereby amended by striking out the words "Bureau of Food Inspection," and by inserting in lieu thereof, the words

"Bureau of Inspection."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 22, 1939.

Approved May 27, 1939.

Ordinance Book 50, Page 50.

No. 276

AN ORDINANCE—Supplementing Section 2 of Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets

of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented, by adding thereto another paragraph further regulating the use and operation of vehicles on the streets of the City of Pittsburgh; by adding designated streets or portions of streets to certain designated paragraphs thereof; and by repealing certain restrictions on designated portions of certain designated streets.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 2 of Ordinance No. 335 entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented, shall be and the same is hereby further supplemented by adding thereto the following paragraph:

"(E) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal, between the hours of 8:00 A. M. and 3:00 P. M., daily including Sunday, Fifth avenue between Dithridge street and Craig street, northerly side.

Section 2. That paragraph (r) of Section 2 of said Ordinance, which paragraph (r) has the following heading:

"(r) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal; this regulation to be in effect twenty-four (24) hours each day, including Sunday,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

California avenue between Brighton road and Brighton place, northerly side;

Custer avenue between Spencer street and the east property line of St. Wendelin's Church, southerly side;

Hooper street between Fifth avenue and Watson street, westerly side;

Mathews avenue between Grape street and Ibis way, south side;

Short street between Water street and First avenue, east side;

Short street between Boulevard of the Allies and Liberty avenue, east side.

Section 3. That paragraph (mm) of Section 2 of said Ordinance, which paragraph (mm) has the following heading:

"(mm) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal, between the hours of 8:00 A. M. and 9:30 A. M., daily except Sunday,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Negley avenue between Coral street and Broad street, westerly side.

Section 4. That paragraph (e) of Section 2 of said Ordinance, which paragraph (e) has the following heading:

"(e) The following streets or portions of streets in the Congested Area are hereby designated as 'Class AA' streets, upon which no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal, between the hours of 8:00 A. M. and 6:00 P. M., daily except Sunday,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Market place between Diamond street and McMasters way, both sides;

West street between Water street and First avenue, easterly side.

Section 5. That paragraph (hh) of Section 2 of said Ordinance, which paragraph (hh) has the following heading:

"(hh) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal, between the hours of 6:00 P.

M. and 11:00 P. M., daily except Sunday."

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Tyndall street between Citadel street and Lanpark street, southerly side;
Lanpark street between Tyndall street and Hillsboro street, southerly side;

Chetopa street between Tyndall street and the dead end of Chetopa street, southerly side;

Ditzler street between Chartiers avenue and Lanpark street, both sides.

Section 6. That portions of paragraph (f) of Section 2 of said Ordinance, which paragraph (f) has the following heading:

"(f) The following streets or portions of streets are Class B streets upon which no driver of a vehicle shall permit it to remain standing for a longer time than one hour between the hours of 9:30 A. M. and 6:00 P. M.,"

shall be and they are hereby repealed by striking therefrom the following:

Ferry street between Fourth avenue and Liberty avenue, westerly side;

Market place between Diamond street and McMasters way, both sides;

Ross street between Diamond street and Fifth avenue, westerly side.

Section 7. That paragraph (jj) of Section 2 of said Ordinance, which paragraph (jj) has the following heading:

"(jj) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal, between the hours of 4:30 P. M. and 6:00 P. M., daily except Sunday,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

North avenue between Federal street and Boyle street, northerly side;

North avenue between Arch street and Federal street, both sides.

Section 8. That paragraph (z) of Section 3 of said Ordinance, which paragraph (z) has the following heading:

"(z) Between the hours of 8:00 A. M. and 6:00 P. M., daily except Sun-

day, the following left turns shall be prohibited:

shall be and the same is hereby further supplemented by adding at the end thereof the following:

From the SW on Grant street to the NW on Fifth avenue.

Section 9. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 22, 1939.

Approved May 27, 1939.

Ordinance Book 50, Page 50.

No. 277

AN ORDINANCE — Widening CHARTIERS AVENUE, from Corliss street to Litchfield street; providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That CHARTIERS AVENUE, from Corliss street to Litchfield street, be and the same is hereby widened to a variable width, so that the street as widened shall lie between the following described lines:*

The northerly line shall begin on the westerly line of Corliss street at a point of curve distant 85.23 feet northwardly along said westerly line of Corliss street, from the point of curve at the northerly terminus of the first curve therein north of Chartiers avenue, at a point opposite Station 17 + 11.46, as described in Ordinance No. 299, approved July 14, 1913; thence shall extend southwardly and westwardly by the arc of a circle deflecting to the right with a radius of 289.58 feet and a central angle of 40° 30' 20", for an arc distance of 204.72 feet, to an intersection with the present easterly line of Chartiers avenue; thence northwardly, coinciding with the present easterly line of Chartiers avenue, 37.37 feet to an

angle point; thence westwardly, coinciding with the present northerly line of Chartiers avenue, 252.98 feet to an angle point in the same; thence westwardly, coinciding with the present northerly line of Chartiers avenue, 237.48 feet to a point 21.30 feet east of the angle point in the present northerly line of Chartiers avenue; thence westwardly, parallel to and 5.25 feet north of the present northerly line of Chartiers avenue, to a point 9.73 feet east of the easterly line of Dubois street produced; thence northwardly and perpendicular to the preceding course, 1.50 feet to a point; thence westwardly, parallel to and 6.75 feet north of the present northerly line, 25.0 feet to a point; thence southwardly and perpendicular to the preceding course, 1.50 feet to a point; thence westwardly, parallel to and 5.25 feet north of the present northerly line to a point 25.0 feet east of the easterly line of Municipal street produced; thence northwardly by a radial line, 1.50 feet to a point; thence westwardly, parallel to and 6.75 feet north of the present northerly line, for an arc distance of 25.03 feet to a point; thence southwardly by a radial line, 1.50 feet to a point on the easterly line of Municipal street produced; thence westwardly, parallel to and 5.25 feet north of the present northerly line to a point perpendicularly opposite the intersection of the easterly line of Litchfield street produced and the present northerly line of Chartiers avenue.

The southerly line shall coincide with the present southerly line.

Section 2. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to cause said CHARTIERS AVENUE, from Corliss street to Litchfield street, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages and expenses occasioned thereby, and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania, relating thereto and regulating the same, and the City's share thereof shall be chargeable to and payable from Docket No. Pa. 2193-C, heretofore established as the account for all funds required for widening and repaving of

streets, Schedule "C," as a Federal Emergency Administration of Public Works Docket.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 23, 1939.

Approved May 27, 1939.

Ordinance Book 50, Page 52.

No. 278

AN ORDINANCE — Widening CHARTIERS AVENUE, from Litchfield street to Hillsboro street, providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby; and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That CHARTIERS AVENUE, from Litchfield street to Hillsboro street, be and the same is hereby widened to a variable width, by taking for public use for highway purposes the property herein-after designated and described as Portions "A" and "B" respectively, to wit:*

PORTION "A"

Beginning at the intersection of the present northerly line of CHARTIERS AVENUE, 44.0 feet in width, and the easterly line of Litchfield street produced; thence extending along the present northerly line of Chartiers avenue, North 72° 44' West, 80.14 feet to the present easterly line of Chartiers avenue, as located by Sheraden Borough Ordinance No. 46, approved October 26, 1896; thence along the easterly line of Chartiers avenue as located by said Sheraden Borough Ordinance, North 1° 28' West, 206.76 feet to the southerly line of Hillsboro Street (formerly Harwood street) as opened by Sheraden Borough Ordinance No. 19, approved September 5, 1895; thence along the said southerly line of Hillsboro street, North 71° 33' East, 23.67 feet to an angle in the same;

thence continuing along the southerly line of Hillsboro street, as laid out in the Sheriden Terrace Plan, of record in the Recorder's Office of Allegheny County, in Plan Book Volume 11, page 134, South 81° 49' East, 28.18 feet to a point; thence South 48° 22' 30" West, 28.40 feet to a point; thence South 1° 26' East, 58.0 feet, parallel to and 28.73 feet east of the present easterly line of Chartiers avenue, to a point; thence South 9° 52' 35" West, 35.69 feet to a point; thence South 88° 34' West, 3.0 feet to a point; thence South 1° 26' East, 55.37 feet, parallel to and 18.73 feet east of the present easterly line to a point; thence South 9° 25' 15" East, 21.59 feet to a point; thence South 46° 26' East, 30.49 feet to a point; thence South 72° 44' East, 38.88 feet, parallel to and 13.25 feet north of the present northerly line, to a point; thence South 17° 18' West, 13.25 feet to the place of beginning.

PORTION "B"

Beginning at the intersection of the present westerly line of Chartiers avenue as located by Sheraden Borough Ordinance No. 46, approved October 26, 1896, and the northerly line of Straka street; thence extending along the northerly line of Straka street, South 84° 57' 20" West, 16.23 feet to a point; thence North 43° 34' East, 10.15 feet to a point; thence North 1° 28' West, 193.72 feet, parallel to and 9.02 feet west of the present westerly line of Chartiers avenue to the southerly line of Hillsboro street, as opened by Sheraden Borough Ordinance No. 19, approved September 5, 1895; thence along the southerly line of Hillsboro street, North 71° 33' East, 9.43 feet to the present westerly line of Chartiers avenue; thence along the present westerly line of Chartiers avenue, South 1° 26' East, 202.63 feet, to the place of beginning.

Section 2. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to cause said CHARTIERS AVENUE, from Litchfield street to Hillsboro street, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages and expenses occasioned thereby, and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance

with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania, relating thereto and regulating the same, and the City's share thereof shall be chargeable to and payable from Docket No. Pa. 2015, heretofore established as the account for all funds required for the Corliss Station Bridge Reconstruction, as a Federal Emergency Administration of Public Works Docket.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 23, 1939.

Approved May 27, 1939.

Ordinance Book 50, Page 53.

No. 279

AN ORDINANCE—Opening HUNNELL STREET in the Twenty-fourth Ward of the City of Pittsburgh, from the northerly line of Mrs. M. Bender's Plan of Lots, to Steine street; and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That HUNNELL STREET in the Twenty-fourth Ward of the City of Pittsburgh, from the northerly line of Mrs. M. Bender's Plan of Lots, to Steine street be and the same is hereby opened to a width of 40.0 feet by taking for public use for highway purposes all the following described property, to wit:*

Beginning at a point on the easterly line of Hunnell street and the northerly line of Mrs. M. Bender's Plan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book Volume 17, page 39; thence along the northerly line of said plan and the northerly line extended, 40.0 feet to a point on the westerly line of Hunnell street extended; thence continuing northwardly along the westerly line of Hunnell street extended 178.0 feet, more or less, to the southerly line of Steine street; thence eastwardly

along the southerly line of Steine street, 40.0 feet to a point; thence southwardly along the easterly line of Hunnell street extended, 178.0 feet, more or less, to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause Hunnell street, in the Twenty-fourth Ward of the City of Pittsburgh, from the northerly line of Mrs. M. Bender's Plan of Lots to Steine street, to be opened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania, relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 23, 1939.

Approved May 27, 1939.

Ordinance Book 50, Page 55.

No. 280

AN ORDINANCE—Widening HUNNELL STREET from Erk way to a point 75.0 feet northwardly therefrom; and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That HUNNELL STREET in the Twenty-fourth Ward of the City of Pittsburgh, from Erk way to a point 75.0 feet northwardly therefrom, is hereby widened to a width of 40.0 feet, by taking for public use for highway purposes the property hereinafter described as follows, to wit:*

Beginning at the intersection of the northerly line of Erk way and the westerly line of Hunnell street; thence northwardly along the westerly line of Hunnell street extended, 75.0 feet to a

point on the northerly line produced, on the Mrs. M. Bender's Plan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book Volume 17, page 39; thence eastwardly along the said northerly line of Mrs. M. Bender's Plan of Lots, 20.0 feet to a point; thence southwardly and parallel with the westerly line of Hunnell street extended, 75.0 feet to the northerly line of Erk way; thence westwardly along the northerly line of Erk way, 20.0 feet to the place of beginning.

Section 2. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to cause said HUNNELL STREET, in the Twenty-fourth Ward of the City of Pittsburgh, from Erk way to a point 75.0 feet northwardly therefrom, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages and expenses occasioned thereby, and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania, relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 23, 1939.

Approved May 27, 1939.

Ordinance Book 50, Page 55.

No. 281

AN ORDINANCE—Widening STANTON AVENUE at Keystone street and at the angle between Poe way and Fifty-second street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby; and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That STANTON AVENUE, at Keystone street*

and at the angle between Poe way and Fifty-second street, be and the same is hereby widened to a variable width by taking for public use for highway purposes the following described property, to wit:

WIDENING AT KEYSTONE STREET

Beginning at the intersection of the present northerly line of STANTON AVENUE and the easterly line of Keystone street; thence extending northwardly along the easterly line of Keystone street, 19.0 feet to a point; thence deflecting $64^{\circ} 42'$ to the right and extending eastwardly 46.23 feet by a straight line, to the northerly line of Stanton avenue; thence westwardly along the present northerly line of Stanton avenue, 57.0 feet to the place of beginning.

WIDENING AT THE ANGLE BETWEEN POE WAY AND FIFTY-SECOND STREET

Beginning on the present northerly line of STANTON AVENUE at the angle therein between Poe way and Fifty-second street; thence extending westwardly along the present northerly line of Stanton avenue, 41.55 feet to a point of curve; thence eastwardly by the arc of a circle deflecting to the left with a radius of 118.0 feet and a central angle of $38^{\circ} 48'$ for an arc distance of 79.91 feet to a point of tangent, at the present northerly line of Stanton avenue; thence westwardly along the present northerly line of Stanton avenue, 41.55 feet to the place of beginning.

Section 2. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to cause said STANTON AVENUE at Keystone street and at the angle between Poe way and Fifty-second street, to be widened in Conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages and expenses occasioned thereby, and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania, relating thereto and regulating the same, and the City's share thereof shall be chargeable to and payable from Docket No. Pa. 2193-F, heretofore established as the account for all funds required for widening and repaving of streets, Schedule "C", as a Federal

Emergency Administration of Public Works Docket.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 23, 1939.

Approved May 27, 1939.

Ordinance Book 50, Page 56.

No. 282

AN ORDINANCE — Amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E15, by changing from an "A" Residence to a Commercial District, all that certain property at the easterly corner of Davison and Main streets, having frontages of 100 feet and 40.5 feet, respectively.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended by changing the Zone Map, Sheet Z—N10—E15, so as to change from an "A" Residence (U-4) to a Commercial (U-3) District, all that certain property at the easterly corner of Davison and Main streets having frontages of 100 feet and 40.5 feet, respectively.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 23, 1939.

Approved May 27, 1939.

Ordinance Book 50, Page 57.

No. 283

AN ORDINANCE — Creating temporary positions in the Bureau of Tests, Department of Public Works, for testing of materials required for construction work for projects carried out by the

Housing Authority of the City of Pittsburgh; fixing rate of compensation therefor and providing for payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the following temporary positions are hereby created in the Department of Public Works, Bureau of Tests, for testing of materials required for construction work for projects carried out by the Housing Authority of the City of Pittsburgh at the rates of compensation set forth:*

1 Assistant Chemist	-----
-----	\$2,400.00 per annum
1 Steel Inspector	-----
-----	\$2,200.00 per annum
6 Junior Engineers	-----
-----	\$2,100.00 each per annum
1 Laboratory Assistant	-----
-----	\$1,670.00 per annum
1 Transcribing Clerk	-----
-----	\$1,500.00 per annum

Section 2. The Director of the Department of Public Works is hereby authorized and empowered to appoint employees to the temporary positions above set forth, services thereof to be restricted to the testing of materials for construction work for projects carried out by the Housing Authority of the City of Pittsburgh.

Compensation therefor is hereby made chargeable to and payable from an "In Trust Fund" to be set apart by the City Controller and to be financed by funds supplied by the Housing Authority of the City of Pittsburgh, in sufficient increments to meet, from time to time, expenses of employees for performing the services above provided for, and for materials, equipment and supplies used in testing materials for such construction work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 25, 1939.

Approved May 31, 1939.

Ordinance Book 50, Page 58.

No. 284

AN ORDINANCE—Amending Section 4 or Ordinance No. 161, entitled "An Ordinance fixing the width and position of unpaved roadways of streets in the City of Pittsburgh, reserving portions of such streets for curb and sidewalk construction, designating lines for establishment of curb sidewalk grades, regulating the construction and repair of sidewalk pavements, curbing, and boardwalks and steps, imposing duties upon the owners of abutting or adjoining properties relative thereto, and providing for the collection of the costs thereof in default of payment of same by said owners," approved April 22, 1930.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Section 4 of Ordinance No. 161, entitled "An Ordinance fixing the width and position of unpaved roadways of streets in the City of Pittsburgh, reserving portions of such streets for curb and sidewalk construction, designating lines for establishment of curb sidewalk grades, regulating the construction and repair of sidewalk pavements, curbing, and boardwalks and steps, imposing duties upon the owners of abutting or adjoining properties relative thereto, and providing for the collection of the costs thereof in default of payment of same by said owners," approved April 22, 1930, shall be and the same is hereby amended to read as follows:*

Section 4. It shall further be the duty of all owners of property abutting or adjoining streets to maintain all sidewalk pavements and curbing in proper and safe condition. In all cases where sidewalk pavements have not been laid on paved streets, or where sidewalk pavements, curbing and boardwalks and steps are not repaired or reconstructed in conformity with the requirements of this ordinance, by the owners of abutting or adjoining properties within 20 days after written notice to the owner or owners of said properties, or agents therefor, so to do, the Director of the Department of Public Works is hereby authorized and empowered to cause such construction to be made at the proper

cost and expense of said owner, or owners, by contracts duly awarded, and entered into in accordance with the laws and ordinances governing the City of Pittsburgh, or by cooperation with the Federal Works Progress Administration or other similar Federal agency, by said Federal Works Progress Administration furnishing relief labor and the City of Pittsburgh furnishing the necessary materials and supervision, and upon completion of such construction and its acceptance by the Director of the Department of Public Works, the amount of the cost and expense of the same shall constitute a debt, municipal claim and lien against said owner or owners, in favor of the City of Pittsburgh.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 25, 1939.

Approved May 31, 1939.

Ordinance Book 50, Page 58.

No. 285

AN ORDINANCE — Appropriating and setting aside the sum of Twenty-four Thousand (\$24,000.00) Dollars, for the cost of reconstructing the sewer on Fourth avenue and Smithfield street to Wood street, and for engineering and other necessary expenses therefor, from Bond Fund 131-2.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That for the payment of cost, including engineering and other expenses for reconstructing the sewer on Fourth avenue from Smithfield street to Wood street, the following sums are hereby set apart and appropriated from Bond Fund 131-2:*

Construction Work	-----\$22,000.00
Engineering and other necessary expenses	----- 2,000.00

\$24,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the

same is hereby repealed, so far as the same affects this Ordinance.

Passed May 25, 1939.

Approved May 31, 1939.

Ordinance Book 50, Page 59.

No. 286

AN ORDINANCE — Appropriating and setting aside the additional amount of \$81,000.00 from Bond Fund No. 136, Public Works Improvement Notes, for the payment of the cost, including engineering and other necessary expenses, for the construction of hospital buildings, alterations and additions to existing hospital buildings, and the construction of a new boiler house or heating plant at Leech Farm Sanatorium, including necessary equipment, reconstruction of utilities and improvements to grounds, in the Department of Public Health.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the additional sum of \$81,000.00 be and the same is hereby set part and appropriated to the Department of Public Health from Bond Fund No. 136, Public Works Improvement Notes, for payment of the cost, including engineering and other necessary expenses, for the construction of hospital buildings, alterations and additions to existing hospital buildings, and the construction of a new boiler house or heating plant at Leech Farm Sanatorium, including necessary equipment, reconstruction of utilities and improvements to grounds, in the Department of Public Health.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 25, 1939.

Approved May 31, 1939.

Ordinance Book 50, Page 60.

No. 287

AN ORDINANCE—Providing for a contract or contracts for making re-

pairs to South Twenty-second Street Bridge over the Monongahela River; Murray Avenue Bridge over Beechwood Boulevard; Schenley Park Bridge over P. J. R. R.; South Aiken Avenue Bridge over P. R. R.; Center Avenue Bridge over P. R. R.; Robert McAfee Bridge over Woods Run, and Mount Washington Roadway Bridge over Castle Shannon Incline. and for payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for miscellaneous structural repairs and repaving of the following bridges, in accordance with the laws and ordinances governing said City, in an amount not to exceed Twenty-five Thousand (\$25,000.00) Dollars, chargeable to and payable from Code Account 1541-E, Repair Schedule, Division of Bridges and Structures:*

South Twenty-second Street Bridge over the Monongahela River,

Murray Avenue Bridge over Beechwood Boulevard,

Schenley Park Bridge over P. J. R. R.,
South Aiken Avenue Bridge over P. R. R.,

Center Avenue Bridge over P. R. R.,
Robert McAfee Bridge over Woods Run,

Mount Washington Roadway Bridge over Castle Shannon Incline.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 25, 1939.

Approved May 31, 1939.

Ordinance Book 50, Page 60.

No. 288

A^N ORDINANCE—Authorizing the Mayor and the Director of the Department of Public Works, for and in

behalf of the City of Pittsburgh, to enter into an agreement with the County of Allegheny, through its Board of County Commissioners, for the purpose of the relocation of that section of Washington Boulevard constituting the approach to the Pittsburgh end of the Highland Park Bridge over the Allegheny River, the construction, maintenance and street lighting thereof, and providing for the respective obligations of the parties thereto.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, shall be, and they are hereby authorized and directed to enter into an agreement with the County of Allegheny, through its Board of County Commissioners, for the purpose of the relocation of that section of Washington boulevard constituting the approach to the Pittsburgh end of the Highland Park Bridge over the Allegheny River, the construction, maintenance and street lighting thereof, and providing for the respective obligations of the parties thereto, said agreement to be in the following form:*

AGREEMENT

THIS AGREEMENT MADE AND ENTERED INTO this.....day of..... 193-., by and between the COUNTY OF ALLEGHENY, by its Board of County Commissioners, hereinafter called "County;"

and

the CITY OF PITTSBURGH, acting through its proper officers, hereinafter called "City;"

WHEREAS the County, acting under authority of the Act of Congress approved the fourth day of June, 1934, as amended, and the Grand Jury and the Court of Quarter Sessions of Allegheny County at No. 3 June Sessions, 1937, and with the consent of the City of Pittsburgh, by Ordinance No. 277, approved the sixth day of August, 1937, has undertaken the construction of Highland Park Bridge over the Allegheny River between O'Hara Township and the City of Pittsburgh; and

WHEREAS the location and construction of said bridge with the approaches

thereto necessitates the relocation and reconstruction of Washington Boulevard within the City limits between Station 4+50 and Station 29+88.40, as indicated on the County Plan;

NOW, THEREFORE, THIS AGREEMENT WITNESSETH:

The parties hereto do agree as follows:

FIRST: The section of Washington Boulevard located in the City of Pittsburgh within the limits of the plan approved by the Grand Jury and the Court of Quarter Sessions of Allegheny County at No. 3 June Sessions, 1937, shall be relocated and reconstructed as shown on the said plan.

SECOND: It is mutually agreed that the plans for the construction of the improvement shall be prepared by the County and shall be approved by the City. The County shall advertise for bids and let a contract or contracts for the construction of the work as shown by the plans approved, and bear all costs and expense incident thereto.

THIRD: The County shall have complete charge of the work and construct the same at the sole cost and expense of the County except as hereinafter specified.

FOURTH: The City shall have the right to provide at its own expense whatever engineering and inspectional service it so desires. The City agrees to notify all parties concerned of the improvement and to take the necessary action to require all utilities to make necessary changes and adjustments in their facilities to conform to the County plan at the sole expense of the utilities.

FIFTH: It is mutually agreed that upon completion of the work embraced within the limits of Washington Boulevard, as relocated, that a joint inspection shall be made by the City and County. Any reasonable complaint by the City that any part or portion of the work has not been completed in accordance with the plans and specifications approved, shall be referred to the Director of Public Works of the City and the Director of the County Department of Works. The County agrees to correct or cause to be corrected such work as may be agreed upon by the City and County officials aforesaid as not being in accordance with the plans and specifications approved. After the

work is finally completed in the manner above stated the City agrees to take whatever action is necessary, by ordinance or otherwise, to take over and maintain the relocated and reconstructed Washington Boulevard within the limits outlined above, and the County shall forever after be relieved from any responsibility or liability therefor.

SIXTH: The City agrees to prepare a plan for the lighting of Washington Boulevard as relocated and reconstructed in general conformity with the plan of the County for the lighting of the approaches to Highland Park Bridge, which plan shall be submitted to the County for approval. All work to be undertaken under the plan for lighting as proposed by the City of Pittsburgh, shall be under the supervision of the City and shall be at its sole cost and expense. The City agrees to provide all current necessary to adequately light the said Washington Boulevard, in conformity with the plan approved, at its sole cost and expense. No changes shall be made in the lighting system under the plan approved without and unless the County consents thereto.

IN WITNESS WHEREOF the County has caused its common and corporate seal to be affixed hereto, duly attested by the Chief Clerk of its Board of County Commissioners, and this agreement to be signed by its County Commissioners, and this agreement is to be signed and executed in the name of the City of Pittsburgh and for the City of Pittsburgh by its proper officers and the seal of the said City is to be affixed by its proper officers hereto, they having been duly authorized so to do by ordinance of said City, all done the day and year aforesaid.

COUNTY OF ALLEGHENY:

Commissioners.

Attest:

Chief Clerk.

Approved as to form:

County Solicitor.

CITY OF PITTSBURGH:

Mayor.

Attest:

Secretary to the Mayor.

Dir., Dept. of Public Works.

Countersigned:

City Controller.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 25, 1939.

Approved May 31, 1939.

Ordinance Book 50, Page 61.

No. 289

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works for and on behalf of the City of Pittsburgh to enter into an agreement with the Borough of Mt. Oliver, relating to the improvement of Ottilla street, from Walde avenue to Horne street, in conjunction with the Federal Works Progress Administration and relating to the cost, damages and expenses incurred by the improvement and the maintenance thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works for and on behalf of the City of Pittsburgh shall be and are hereby authorized and directed to enter into an agreement with the Borough of Mt. Oliver relating to the improvement of Ottilla street, from Walde avenue to Horne street, in conjunction with the Federal Works Progress Administration and relating to the cost, damages and expenses incurred by the improvement and the maintenance thereof; said agreement to be in the following form:

AGREEMENT

THIS AGREEMENT made and entered into this-----day of-----, A. D., 1939, by and between the City of Pittsburgh, acting through its Mayor and

the Director of the Department of Public Works, hereinafter called the City, party of the first part, and the Borough of Mt. Oliver, hereinafter called the Borough, party of the second part.

WHEREAS, it is mutually advantageous to the City of Pittsburgh and the Borough of Mt. Oliver to improve Ottilla street, from Walde avenue in the City of Pittsburgh and Overhill street in the Borough of Mt. Oliver to Horne street, the center line of which is the dividing line between the said municipalities, and

WHEREAS, the costs, damages and expenses in connection with the improvement of said street should be apportioned between the municipalities on an equal basis, and

WHEREAS, it is the desire of both parties that the improvement be carried out in conjunction with the Federal Works Progress Administration.

NOW, THEREFORE, THIS AGREEMENT WITNESSETH, That the parties hereto do agree as follows, to-wit:

1. That the parties hereto shall pay the costs, damages and expenses in connection with the improvement as heretofore outlined upon an equal basis, that is the City and the Borough shall each pay one-half of the total costs, the total damages and the total expenses occasioned by reason of said improvement.

2. That the City will make application to the Federal Works Progress Administration for participation in said improvement under which application, when approved, the City shall perform all the work necessary leading to the completion of said project, reserving, however, to the Borough, the right of inspection of the work during construction.

3. That the improvement of said street shall be made to conform to the following: The street shall be graded to its full width, with a roadway constructed, in the center, and twenty-four (24') feet wide, with curbing and necessary drainage facilities; and in addition thereto, the necessary improvement at street intersections. The improvement further shall conform to plans approved by the Director of the Department of Public Works of the City and the Engineer for the Borough.

4. The contract work, if any, under the project shall be awarded by the City of Pittsburgh in the usual manner provided by law for such improvements.

5. That the improvement will be made upon a grade already established by the Borough of Mt. Oliver and is the same grade established by the City of Pittsburgh for said street in Ordinance No. 214 of the City of Pittsburgh, approved by the Mayor thereof on the 28th day of April, 1939.

6. That upon completion of the physical improvement of said street the City of Pittsburgh shall submit a statement of the total cost of the work to the Borough of Mt. Oliver and said Borough upon receipt of said statement of cost shall pay to said City fifty (50%) per cent of the amount as set forth in said statement of cost within thirty (30) days from receipt thereof.

7. That each party will endeavor to obtain waivers from all the property owners affected, absolving the respective municipalities from claims for damages on account of said improvement. When all damages, if any, have been adjudicated, each party shall submit to the other party a statement of the amount of property damages incurred; and each party shall pay one-half of the cost of the property damages incurred by the other party within thirty (30) days after receipt of said statement.

IN WITNESS WHEREOF, the parties to this agreement each, pursuant to proper ordinances and resolutions authorizing the same, hereto affixed their respective seals, duly attested by the proper officers the day and year first above written.

CITY OF PITTSBURGH

By-----
Mayor.

Attest:

Mayor's Secretary.

By-----
Dir., Dept. of Public Works.

Attest:

Chief Clerk.

BOROUGH OF MT. OLIVER

By-----
Burgess.

Attest:

Borough Clerk.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 25, 1939.

Approved May 31, 1939.

Ordinance Book 50, Page 63.

No. 290

AN ORDINANCE—Providing for a contract or contracts for the reconstruction of the sewer on Fourth avenue from Smithfield street to Wood street, and for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be, and they are hereby authorized and directed to advertise for proposals, and to award and enter into a contract or contracts for the reconstruction of a sewer on Fourth avenue from Smithfield street to Wood street, in accordance with the laws and ordinances governing said City, in an amount not exceeding the sum of TWENTY-TWO THOUSAND (\$22,000.00) DOLLARS, chargeable to and payable from Bond Fund 131-2 "Sewer Construction Work."*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 25, 1939.

Approved May 31, 1939.

Ordinance Book 50, Page 64.

No. 291

AN ORDINANCE—Fixing the width and position of the roadway and sidewalks of the WILMOT STREET BRIDGE

and the westerly approach thereto on Wilmot street, from Park View avenue to the easterly abutment thereof, distant 974.23 feet east of Parkview avenue; providing for slopes, parking, retaining walls, steps and for bridge maintenance purposes; and establishing the grade thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the roadway and sidewalks of the WILMOT STREET BRIDGE and the westerly approach thereto on Wilmot street, from Park View avenue to the easterly abutment thereof, distant 974.23 feet eastwardly from Park View avenue, be and the same are hereby fixed as follows, to wit:*

The southerly curb line shall begin at a point of curve on the easterly curb line of Park View avenue, distant 20.0 feet southwardly from the intersection of the southerly 12-foot curb line of the Boulevard of the Allies produced; thence shall extend northwardly and eastwardly by the arc of a circle deflecting to the right with a radius of 20.0 feet and a central angle of 90°, for an arc distance of 31.42 feet to a point of reverse curve, said point of reverse curve being on the line of the southerly curb line of the Boulevard of the Allies produced; thence eastwardly by the arc of a circle deflecting to the left with a radius of 358.04 feet and a central angle of 18° 21' 20", for an arc distance of 114.70 feet to a point of tangent; thence eastwardly by the tangent, parallel to and 21.0 feet south of the center line of the Wilmot Street Bridge as located by Ordinance No. 605, approved December 28, 1938, a distance of 828.11 feet to the easterly abutment of the Bridge, said easterly abutment being distant 974.23 feet eastwardly along the above described southerly curb line, from the easterly curb line of Park View avenue.

The northerly curb line shall begin at a point of curve on the easterly curb line of Park View avenue, distant 20.0 feet northwardly from the intersection of the northerly 12-foot curb line of the Boulevard of the Allies produced; thence shall extend southwardly by the arc of a circle deflecting to the left, with a radius of 20.0 feet and a central angle of 90°, for an arc distance of

31.42 feet to a point of tangent, said point of tangent being on the line of the northerly curb line of the Boulevard of the Allies produced; thence eastwardly by the tangent, coinciding with the northerly curb line of the Boulevard of the Allies produced, a distance of 45.75 feet to a point of curve; thence eastwardly by the arc of a circle deflecting to the left, with a radius of 216.63 feet and a central angle of 18° 21' 20" for an arc distance of 69.40 feet to a point of tangent; thence eastwardly by the tangent, parallel to and 21.0 feet north of the center line of the Wilmot Street Bridge as located by the above mentioned Ordinance, a distance of 799.71 feet, to the easterly abutment of the Bridge.

The roadway from Park View avenue to the second point of tangent on the northerly curb line as above described, shall have a variable width, ranging from 56.0 feet to 42.0 feet, lying between the above described curb lines; thence to the easterly abutment shall have a uniform width of 42.0 feet, lying between the above described curb lines.

The sidewalks shall each have a uniform width of 8.0 feet lying along and contiguous to the above described roadway.

The remaining portion of Wilmot street lying without the lines of the roadway and sidewalks as above described, shall be used for slopes, parking, retaining walls, steps and for bridge maintenance purposes.

Section 2. The grade of the southerly curb line of the WILMOT STREET BRIDGE and the westerly approach thereto on Wilmot street, shall be and the same is hereby established as follows, to wit:

Beginning on the easterly curb line of Park View avenue at a point of horizontal curve on the southerly curb line as above described, at an elevation of 910.25 feet; thence rising at the rate of 1.42% for a distance of 139.23 feet to a point, to an elevation of 912.23 feet; thence rising at the rate of 0.75% for a distance of 432.50 feet to a point of curve, to an elevation of 915.47 feet; thence by a convex parabolic curve for a distance of 40.0 feet to a point of tangent, to an elevation of 915.47 feet; thence falling at the rate of 0.75% for a distance of 362.50 feet to the easterly

abutment of the Bridge, to an elevation of 912.75 feet.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 25, 1939.

Approved May 31, 1939.

Ordinance Book 50, Page 65.

No. 292

AN ORDINANCE—Re-establishing the grade of PARK VIEW AVENUE, from the Boulevard of the Allies to a point 185.0 feet southwardly therefrom, and re-establishing the grade of the easterly curb line of PARK VIEW AVENUE from a point 8.0 feet north of the Boulevard of the Allies to a point 65.0 feet north of the Boulevard of the Allies.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of PARK VIEW AVENUE, from the Boulevard of the Allies to a point 185.0 feet southwardly therefrom, and the grade of the easterly curb line of PARK VIEW AVENUE, from a point 8.0 feet north of the Boulevard of the Allies to a point 65.0 feet north of the Boulevard of the Allies, be and the same are hereby re-established as follows, to wit:

The grade of the westerly curb line of PARK VIEW AVENUE extending southwardly from the Boulevard of the Allies, shall begin at the southerly curb line of the Boulevard of the Allies, at an elevation of 910.85 feet; thence shall fall by a convex parabolic curve for a distance of 20.0 feet to a point of tangent, to an elevation of 910.25 feet; thence shall fall at the rate of 5.0% for a distance of 77.0 feet to a point of curve, to an elevation of 906.40 feet; thence by a concave parabolic curve, 100.0 feet to a point of tangent, distant 185.0 feet south of the southerly line of the Boulevard of the Allies, to an elevation of 902.33 feet (curb as set).

The grade of the easterly curb line of PARK VIEW AVENUE extending

northwardly from the Boulevard of the Allies, shall begin at a point 8.0 feet north of the northerly line of the Boulevard of the Allies, at an elevation of 910.50 feet; thence shall rise by a concave parabolic curve for a distance of 10.0 feet to a point of tangent, to an elevation of 911.16 feet; thence shall rise at the rate of 8.0% for a distance of 7.0 feet to a point of curve, to an elevation of 911.72 feet; thence by a convex parabolic curve for a distance of 40.0 feet to a point of tangent, distant 65.0 feet north of the northerly line of the Boulevard of the Allies, to an elevation of 914.52 feet (curb as set).

The grade of the westerly curb line of PARK VIEW AVENUE, extending northwardly from the Boulevard of the Allies, shall remain as at present.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 25, 1939.

Approved May 31, 1939.

Ordinance Book 50, Page 66.

No. 293

AN ORDINANCE—Re-establishing the grade of the southerly curb line of the BOULEVARD OF THE ALLIES, from Park View avenue to a point 75.0 feet westwardly therefrom.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the southerly curb line of the BOULEVARD OF THE ALLIES, from Park View avenue to a point 75.0 feet westwardly therefrom, be and the same is hereby re-established as follows, to wit:

Beginning at the westerly curb line of Park View avenue, at an elevation of 910.85 feet; thence rising at the rate of 1.92% for a distance of 75.0 feet to an elevation of 912.29 feet (curb as set).

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and same is hereby repealed, so far as the same affects this Ordinance.

Passed May 25, 1939.

Approved May 31, 1939.

Ordinance Book 50, Page 67.

No. 294

AN ORDINANCE—Authorizing the construction of sidewalk pavements and repair of sidewalk pavements and curbing on public thoroughfares in the City of Pittsburgh, to be carried out with aid furnished by the Federal Works Progress Administration, its successor or successors, and providing for the payment of the cost and expense to the City for the performance of said work and that such cost and expense shall be charged against and collected from abutting properties.

WHEREAS, under authority of Act of May 16, 1891 PL-75, Section 11 and Ordinance No. 161 of the City of Pittsburgh, approved April 26, 1930, making the aforesaid Act apply to this City, procedure is outlined whereby the City shall construct sidewalk pavements and repair of sidewalk pavements and curbing on public thoroughfares, and for collecting the cost incurred from the abutting property owners when said property owners have failed to perform said construction or repair work after being given twenty (20) days written notice to do so; and,

WHEREAS, the City desires to utilize unemployment relief labor and facilities furnished by the Federal Works Progress Administration, its successor or successors, in order that abutting property owners may benefit to the extent that savings can be effected thereby in construction and repair of sidewalk pavements and curbing; Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized to construct new sidewalk pavements and repair of sidewalk pavements and curbing on public thoroughfares, and to perform all work incidental thereto with labor and facilities furnished by the Federal Works Progress Administration, its suc-*

cessor or successors, when abutting property owners fail so to do after twenty (20) days notice to perform such work.

Section 2. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized to make application to the Federal Works Progress Administration, its successor or successors as may be required for the performance of said work.

Section 3. That the Director of the Department of Public Works be and he is hereby authorized to requisition the purchase of supplies, materials, tools and equipment by the Director of the Department of Supplies; to rent tools, equipment and motor trucks, and to pay for engineering and supervisory expenses; minor repairs, miscellaneous services, rented space, and such other incidental costs as may not be defrayed by the Federal Works Progress Administration, its successor or successors, all as may be necessary for the proper execution of the work.

Section 4. That the cost of the work and the services required to be performed by the City of Pittsburgh, to an amount not exceeding Three Thousand (\$3,000.00) Dollars, shall be and the same is hereby made chargeable against funds appropriated therefor from Bond Fund 140-4, and the Mayor be and he is hereby authorized and directed to issue and the Controller to countersign warrants drawn on said funds for the payment of said cost.

Section 5. That the cost and expense to the City of Pittsburgh in the performance of said work shall be charged against and collected from abutting property in accordance with the laws and ordinances governing the City of Pittsburgh.

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 25, 1939.

Approved May 31, 1939.

Ordinance Book 50, Page 68.

No. 295

AN ORDINANCE—Amending Section 1 of Ordinance No. 175, approved May 22, 1937, entitled "An Ordinance appropriating certain sums amounting in the aggregate to \$15,000.00 from Bond Fund 131, General Improvement Notes, 1937, for payment of the cost of constructing application, street improvement and system improvement mains, with regular forces of the Bureau of Water, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 1 of Ordinance No. 175, approved May 22, 1937, entitled "An Ordinance appropriating certain sums amounting in the aggregate to \$15,000.00 from Bond Fund 131, General Improvement Notes, 1937, for payment of the cost of constructing application, street improvement and system improvement mains, with regular forces of the Bureau of Water, Department of Public Works, shall be and is hereby amended in the following manner:—

That portion which reads:

Street Improvement Mains,

Materials -----\$4,000.00

shall be amended to read:—

Street Improvement Mains,

Materials -----\$6,000.00

and that portion which reads:—

System Improvement Mains,

Salaries and Wages-----\$2,000.00

shall be stricken out.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance, with special reference to Ordinance No. 243 approved May 10, 1939.

Passed June 6, 1939.

Approved June 8, 1939.

Ordinance Book 50, Page 69.

No. 296

AN ORDINANCE—Providing for the letting of a contract or contracts

for the furnishing and delivery of Rubber Sheetting, Chinaware, tableware and utensils for the Pittsburgh City Home and Hospitals, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder for the furnishing and delivery of 1,000 yds., more or less, of Rubber Sheetting at a cost not to exceed the sum of \$1,000.00; Chinaware, tableware and utensils at a cost not to exceed the sum of \$2,000.00 for the Pittsburgh City Home and Hospitals, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1337, Equipment, Department of Public Welfare.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 6, 1939.

Approved June 8, 1939.

Ordinance Book 50, Page 69.

No. 297

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of one hundred (more or less) Coal stoves (cooking) for the Department of Public Welfare.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Supplies be and they are hereby authorized, empowered and directed to advertise for proposals and to

award a contract or contracts to the lowest responsible bidder or bidders for the furnishing of:

One Hundred (more or less)
coal stoves (cooking) at a
cost not to exceed the
sum of -----\$1,500.00

for the Department of Public Welfare in accordance with an Act of Assembly entitled, "An Act for the government of Cities of the Second Class," approved the 7th day of March A. D. 1901, and the several supplements and amendments thereto and the ordinances of Council in such cases made and provided, chargeable to and payable from Bond Fund 138, Department of Public Welfare.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 6, 1939.

Approved June 8, 1939.

Ordinance Book 50, Page 70.

No. 298

AN ORDINANCE—Providing for the letting of a contract for the furnishing of 3" Hose for the Bureau of Fire, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of 900 feet, more or less, of 3" Cotton Jacketed Rubber Lined Fire Hose at a cost not to exceed the sum of \$950.00 for the Bureau of Fire, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code*

Account No. 1468-F Equipment, Bureau of Fire.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 6, 1939.

Approved June 8, 1939.

Ordinance Book 50, Page 70.

No. 299

AN ORDINANCE—Re-establishing the grade of MONTIER STREET, from the City Line at a point 100.0 feet north of Laketon Road, to the City Line at a point 400.0 feet east of Van Tine street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the center line of MONTIER STREET, from the City Line at a point 100.0 feet north of Laketon road, to the City Line at a point 400.0 feet east of Van Tine street, be and the same is hereby re-established as follows, to wit:*

Beginning at the City Line between the City of Pittsburgh and the Borough of Wilkinsburg, at a point 100.0 feet north of Laketon road at Station 44 + 39.78 on plans of the Commonwealth of Pennsylvania, Department of Highways, at an elevation of 1001.26 feet; thence rising at the rate of 6.09% to a point of curve at Station 47 + 24.87, to an elevation of 1018.63 feet; thence by a concave parabolic curve to a point of tangent at Station 47 + 44.87, to an elevation of 1019.90 feet; thence rising at the rate of 6.70% to a point of curve at Station 48 + 34.87, to an elevation of 1025.93 feet; thence by a convex parabolic curve to a point of tangent at Station 48 + 54.87, to an elevation of 1027.21 feet; thence rising at the rate of 6.09% to a point of curve at Station 49 + 0.0, to an elevation of 1029.96 feet; thence by a convex parabolic curve to a point of tangent at Station 51 + 0.0, to an elevation of 1041.56; thence rising at the rate of 5.51% to a

point of curve at Station 55 + 0.0, to an elevation of 1063.60 feet; thence by a convex parabolic curve to a point of tangent at Station 56 + 0.0, to an elevation of 1068.73 feet; thence rising at the rate of 4.76% to a point of curve at Station 56 + 60.95, to an elevation of 1071.63 feet; thence by a convex parabolic curve to a point of tangent at Station 56 + 80.95, to an elevation of 1072.53 feet; thence rising at the rate of 4.15% to a point of curve at Station 57 + 70.95, to an elevation of 1076.26 feet; thence by a concave parabolic curve to a point of tangent at Station 57 + 90.95, to an elevation of 1077.15 feet; thence rising at the rate of 4.76% to a point of curve at Station 58 + 50.0, to an elevation of 1079.96 feet; thence by a concave parabolic curve which would have a total length of 100.0 feet and an apex elevation of 1082.34 feet, to the City Line between the City of Pittsburgh and the Borough of Wilkinsburg, at a point 400.0 feet east of Van Tine street, at Station 50 + 45.70 to an elevation of 1084.73 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 6, 1939.

Approved June 8, 1939.

Ordinance Book 50, Page 71.

No. 300

AN ORDINANCE—Refixing the width and position of the northerly sidewalk and the roadway of RIVER AVENUE, from Warfield street to Heinz street, and re-establishing the grade thereof, from Bolin way to Gazena way.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the northerly sidewalk and the roadway of RIVER AVENUE, from Warfield street to Heinz street, be and the same are hereby refixed as follows, to wit:*

The following described northerly

5-foot line shall be used as a reference line for the purpose of this ordinance:

Beginning at the westerly line of Warfield street at Station 21 + 69.76; thence extending eastwardly to an angle point at Station 25 + 66.09; thence eastwardly, deflecting 5° 41' 30" to the left to an angle point at Station 29 + 19.39; thence eastwardly, deflecting 0° 27' to the right, to the easterly curb line of Heinz street, at Station 34 + 49.77.

The northerly curb line from Warfield street to a point of curve perpendicularly opposite Station 25 + 23.09, shall be parallel to and 3.0 feet south of the above described northerly 5-foot line; thence shall extend eastwardly by the arc of a circle deflecting to the left with a radius of 470.0 feet, and a central angle of 5° 53' 23", for an arc distance of 48.31 feet to a point of tangent; thence eastwardly by the tangent, 295.24 feet to a point of curve; thence eastwardly by the arc of a circle deflecting to the right with a radius of 500.0 feet and a central angle of 0° 59' 28", for an arc distance of 8.64 feet to a point of tangent; thence eastwardly by the tangent, 434.57 feet to an angle point perpendicularly opposite and 3.0 feet south of the above described northerly 5-foot line, at Station 33 + 09.0 thereon; thence eastwardly, parallel to and 3.0 feet south of the above described northerly 5-foot line to Heinz street.

The northerly sidewalk shall have a variable width lying between the above described northerly curb line and the northerly street line.

The roadway shall have a uniform width of 30.0 feet, lying south and contiguous to the above described northerly curb line.

Section 2. The grade of the northerly curb line from Bolin way to Gazena way shall be and the same is hereby re-established as follows, to wit:

Beginning at the easterly line of Bolin way at an elevation of 726.53 feet; thence rising at the rate of 1.0% for a distance of 184.45 feet to a point of curve to an elevation of 728.37 feet; thence by a convex parabolic curve for a distance of 60.0 feet to a point of tangent, to an elevation of 728.40 feet; thence falling at the rate of 0.90% for a distance of 8.05 feet to the westerly

line of Gazena way, to an elevation of 728.33 feet.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 6, 1939.

Approved June 8, 1939.

Ordinance Book 50, page 72.

301

AN ORDINANCE—Establishing the opening grades on CRESTVIEW ROAD and ROSEGARDEN ROAD, as laid out and proposed to be dedicated as legally opened highways by Emory D. and Frieda A. Johnson, in their plan of lots called "POTOMAC PARK PLAN OF LOTS," in the Twentieth Ward of the City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That upon the approval of the "POTOMAC PARK PLAN OF LOTS," proposed to be laid out by Emory D. and Frieda A. Johnson, in the Twentieth Ward of the City of Pittsburgh, the grades to which CRESTVIEW ROAD and ROSEGARDEN ROAD, as shown thereon shall be accepted as opened public highways, shall be as hereinafter set forth:

CRESTVIEW ROAD

The grade of the center line shall begin at a point on the center of a concave parabolic curve, perpendicularly opposite the dividing line between Lot No. 5 and the property now or late of J. Fotte, at an elevation of 1066.36 feet; thence shall rise by a concave parabolic curve having an apex of 1066.0 feet, for a distance of 10.0 feet to a point of tangent, to an elevation of 1067.45 feet; thence shall rise at the rate of 14.5% for a distance of 148.85 feet to a point of curve, to an elevation of 1089.03 feet; thence by a convex parabolic curve for a distance of 100.0 feet to a point of tangent, to an elevation of 1098.28 feet; thence shall rise at the rate of 4.0% for a distance of 207.67 feet to a point, at

the intersection of the center line of CRESTVIEW ROAD and the easterly line of the plan, to an elevation of 1106.58 feet.

ROSEGARDEN ROAD

The grade of the southerly curb line shall begin at a point where the southerly curb line intersects the westerly line of the plan, said westerly line also being the center line of Winchester road produced, at an elevation of 1165.0 feet; thence shall fall at the rate of 2.0% for a distance of 705.03 feet to a point where the southerly curb line intersects the easterly line of the plan, at an elevation of 1150.90 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 6, 1939.

Approved June 8, 1939.

Ordinance Book 50, Page 73.

No. 302

AN ORDINANCE—Authorizing and directing the issuance and sale of Refunding Bonds of the City of Pittsburgh in the aggregate principal amount of Three Hundred Fifty Thousand Dollars (\$350,000.00) for the purpose of refunding a part of the existing indebtedness of the City evidenced by certain outstanding short-term promissory notes in that amount; and levying taxes to provide funds for the redemption of said bonds at maturity and the payment of the interest and State tax thereon.

WHEREAS, short-term promissory notes of the City, dated March 1, 1939, bearing interest at $\frac{1}{4}$ per centum per annum, in the total aggregate principal amount of Three Hundred Fifty Thousand Dollars (\$350,000.00) become due and payable September 1, 1939; and

WHEREAS, under an Act of Assembly of the Commonwealth of Pennsylvania, approved April 14, 1881, P. L. 10, as amended, the City of Pittsburgh has power to issue Refunding Bonds for the purpose of redeeming the aforesaid notes; and

WHEREAS, the Act of Assembly authorizing the issuance and sale of the above short-term promissory notes by the City contemplates the funding or refunding of such indebtedness by the issuance and sale of long-term funding or refunding bonds to take the place thereof, and it is deemed for the best interest of the City and the citizens and taxpayers thereof that Refunding Bonds now be issued for the aforesaid purposes;

NOW, THEREFORE,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Bonds of the City of Pittsburgh be issued in the aggregate principal amount of Three Hundred Fifty Thousand Dollars (\$350,000.00) for the purpose of refunding the aforesaid indebtedness of the City evidenced by short-term promissory notes of the City dated March 1, 1939, in the principal sum of Three Hundred Fifty Thousand Dollars (\$350,000.00), maturing September 1, 1939.*

Section 2. That the proceeds arising from the sale of said bonds shall be applied to the redemption of the said short-term promissory notes and for no other purposes whatsoever.

Section 3. Said bonds shall be issued in denominations of one thousand dollars each; shall be dated as of the first day of August, 1939, and shall be payable in nineteen equal annual installments of Eighteen Thousand Dollars (\$18,000.00) each, one of which shall mature on the first day of August in each of the years 1940 to 1958, inclusive, and one installment of Eight Thousand Dollars (\$8,000.00) on the first day of August 1959. Said Bonds shall bear interest at the rate of not less than one-half per centum ($\frac{1}{2}\%$) per annum and not exceeding four per centum (4%) per annum, to be determined by the acceptance of bids submitted in accordance with public advertisements, as hereinafter provided, payable semi-annually on the first day of August and February in each year during the term thereof, without deduction for any taxes which may be levied on said bonds or on the debt secured thereby, by the Commonwealth of Pennsylvania, pursuant to any present or fu-

ture law (except succession, estate, inheritance and gift taxes), the payment of which taxes is hereby assumed by the City of Pittsburgh. The principal of and interest on said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City, said bonds shall be coupon bonds, exchangeable at the option of the holder for registered bonds of the same maturity, by surrendering such coupon bond or bonds, with all coupons not yet due, at the office of the City Controller and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42, Contingent Fund.

Registered bonds shall be registered with the City Treasurer, and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller, and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any such officials, the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place.

Each of said bonds shall be known and designated as

REFUNDING BONDS 1939, SERIES "C"

Section 4. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, to the highest responsible bidder therefor after public notice by advertisement as may be required by law.

Section 5. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said bonded debt shall have been increased or incurred, namely, the year 1940, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and any tax thereon

which by the terms of said bonds is assumed by the City, and also an annual tax commencing in said year equal to five per centum (5%) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and retirement of said bonds as they become due and payable according to their terms, and the same is hereby appropriated out of the revenues of said City for the payment and redemption aforesaid.

Section 6. That all bonds issued by the authority of this ordinance, and the Acts of Assembly authorizing the same, shall be and become part of the funded debt of the City of Pittsburgh and shall be entitled to all the rights, privileges and immunities thereof, shall be free from taxation, as aforesaid, and for the payment of the principal of the said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 7. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

UNITED STATES OF AMERICA
COMMONWEALTH OF PENNSYLVANIA
CITY OF PITTSBURGH

REFUNDING BOND 1939, SERIES "C".

KNOW ALL MEN BY THESE PRESENTS, That the City of Pittsburgh, a municipal corporation, created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to the bearer in the sum of One Thousand Dollars (\$1,000) lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of August, A.D. 19----, with interest thereon from the date hereof at the rate of----- per centum (----%), payable semi-annually to the bearer of the annexed coupons at the time and place therein specified, without deduction for any taxes which may be levied hereon or on the debt secured hereby, by the Commonwealth of Pennsylvania, pursuant to any present or future law (except succession, estate, inheritance and gift taxes), the payment of which is hereby as-

sumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby irrevocably pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and denomination by surrendering the said coupon bond or bonds, with all coupons not then due, at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to Three Hundred Fifty Thousand Dollars (\$350,000.00), issued by the City of Pittsburgh for valid municipal purposes by virtue of and in pursuance of the following Acts of the General Assembly of the Commonwealth of Pennsylvania, viz: The Act of April 20, 1874, P. L. 65 the Act of May 1, 1873, P. L. 87, the Act of March 7, 1901, P. L. 20, and the Act of April 14, 1881, P. L. 10, and the various supplements and amendments to each of said Acts, and also in pursuance of an ordinance of the City of Pittsburgh, duly enacted by the Council thereof and approved by the Mayor thereof on-----, 193----, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and state tax hereon, and also the principal hereof at maturity; and that the total amount of the indebtedness of the City of Pittsburgh, created without the consent of the electors thereof, including the entire issue of the above-mentioned bonds, of which this is one, is less than two per centum (2%) of the last preceding assessed valuation of the taxable property therein; and the entire indebtedness of the City of Pittsburgh, including the entire issue of the above-mentioned bonds, of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt

and other limit prescribed by the Constitution and laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of August, 1939.

Seal of the City of Pittsburgh)

CITY OF PITTSBURGH

COUNTERSIGNED:

City Controller

By -----

Mayor
(Form of Coupon)

On the first day of -----
19----, the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasurer of said City -----
Dollars (\$-----) lawful money of the United States of America, for six months' interest on its-----

REFUNDING BOND 1939, SERIES "C".
dated as of August 1, 1939 numbered,

City Controller

The registered bonds issued in pursuance of this ordinance shall be substantially in the following form:

No.----- \$-----

UNITED STATES OF AMERICA
COMMONWEALTH OF PENNSYLVANIA
CITY OF PITTSBURGH

REFUNDING BOND 1939, SERIES "C".

KNOW ALL MEN BY THESE PRESENTS, That the City of Pittsburgh, a municipal corporation, created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to -----
in the sum of One Thousand Dollars (\$1,000) lawful money of the United States of America, which sum of the said City of Pittsburgh promises to pay to the said -----
legal representatives or assigns, at the office of the City Treasurer of the said City on the first day of August, A.D. 19----, with interest thereon at the rate of ----- per centum (---%) per annum, payable at the same place on the first days of August and February of each year, without deduction for any taxes which may be levied hereon or on the debt secured hereby by the Commonwealth of Pennsylvania,

pursuant to any present or future law (except succession, estate, inheritance and gift taxes), the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby irrevocably pledged. This bond is transferable only on the books of the said City Treasurer. This bond is one of a series of bonds amounting in the aggregate to Three Hundred Fifty Thousand Dollars (\$350,000.00), issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of the following Acts of the General Assembly of the Commonwealth of Pennsylvania, viz: The Act of April 20, 1874, P. L. 65, the Act of May 1, 1873, P. L. 87, the Act of March 7, 1901, P. L. 20, and the Act of April 14, 1881, P. L. 10, and the various supplements and amendments to each of said Acts, and also in pursuance of an ordinance of the City of Pittsburgh, duly enacted by the Council thereof and approved by the Mayor thereof on -----
193----, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and State tax hereon, and also the principal hereof at maturity; that the total amount of the indebtedness of the City of Pittsburgh, created without the consent of the electors thereof, including the entire issue of the above-mentioned bonds, of which this is one, is less than two per centum (2%) of the last preceding assessed valuation of the taxable property therein, and the entire indebtedness of the City of Pittsburgh, including the entire issue of the above-mentioned bonds, of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the

Mayor thereof and countersigned by the City Controller, as of the first day of August, 1939.

(Seal of the City of Pittsburgh)

CITY OF PITTSBURGH

By -----

Mayor

Countersigned: -----

City Controller

Registered this ----- day of -----

A. D. 19-----

at the office of the City Treasurer of the City of Pittsburgh.

Registrar

Section 8. Pending the execution and delivery of the permanent bonds to be issued under this ordinance, the Mayor and the City Controller are authorized to have prepared, and to execute and deliver to the purchaser of the bonds hereby authorized, one or more temporary typewritten or printed bonds for the aggregate principal amount of the bonds authorized by this ordinance, which temporary bonds shall be in such denomination and amount as the Mayor and the Controller may determine, and shall be substantially of the tenor of the registered bonds to be issued hereunder, with such appropriate omissions, insertions and variations as may be required. Each of said temporary bonds shall bear on its face the words

TEMPORARY REFUNDING BOND 1939,
SERIES "C"

and such temporary bonds shall be exchangeable at the office of the City Controller for a like principal amount of permanent bonds, when such permanent bonds are ready for delivery.

Section 9. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 13, 1939.

Ordinance Book 50, Page 74.

No. 303

AN ORDINANCE—Authorizing and directing the issuance and sale of

Refunding Bonds of the City of Pittsburgh in the aggregate principal amount of Four Million Eight Hundred Thousand Dollars (\$4,800,000.00), for the purpose of refunding a part of the existing indebtedness of the City evidenced by certain outstanding short-term promissory notes in that amount, and levying taxes to provide funds for the redemption of said bonds at maturity and the payment of the interest and State tax thereon.

WHEREAS, Short-term promissory notes of the City, dated September 1, 1938, bearing interest at $\frac{1}{2}$ per centum per annum, in the total aggregate principal amount of Three Million Three Hundred Thousand Dollars (\$3,300,000.00) become due and payable September 1, 1939; and

WHEREAS, Short-term promissory notes of the City dated March 1, 1939, bearing interest at $\frac{1}{4}$ per centum per annum, in the aggregate principal sum of One Million Five Hundred Thousand Dollars (\$1,500,000.00) become due and payable September 1, 1939; and

WHEREAS, under an Act of Assembly of the Commonwealth of Pennsylvania, approved April 14, 1881, P. L. 10, as amended, the City of Pittsburgh has power to issue Refunding Bonds for the purpose of redeeming the aforesaid notes; and

WHEREAS, the Act of Assembly authorizing the issuance and sale of the above short-term promissory notes by the City contemplates the funding or refunding of such indebtedness by the issuance and sale of long-term funding or refunding bonds to take the place thereof, and it is deemed for the best interest of the City and the citizens and taxpayers thereof that Refunding Bonds now be issued for the aforesaid purposes;

NOW, THEREFORE,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Bonds of the City of Pittsburgh be issued in the aggregate principal amount of Four Million Eight Hundred Thousand Dollars (\$4,800,000.00) for the purpose of refunding the aforesaid indebtedness of the City evidenced by short-term promissory notes of the City dated September 1, 1938, in the principal sum of Three Million Three Hun-*

dred Thousand Dollars (\$3,300,000.00), and short-term promissory notes of the City dated March 1, 1939, in the principal sum of One Million Five Hundred Thousand Dollars (\$1,500,000.00), all of which become due and payable September 1, 1939.

Section 2. That the proceeds arising from the sale of said bonds shall be applied to the redemption of the said short-term promissory notes and for no other purposes whatsoever.

Section 3. Said bonds shall be issued in denominations of one thousand dollars each; shall be dated as of the first day of August, 1939, and shall be payable in twenty equal annual installments of Two Hundred Forty Thousand Dollars (\$240,000.00) each, one of which shall mature on the first day of August in each of the years 1940 to 1959, inclusive. Said Bonds shall bear interest at the rate of not less than one-half per centum ($\frac{1}{2}\%$) per annum and not exceeding four per centum (4%) per annum. to be determined by the acceptance of bids submitted in accordance with public advertisements, as hereinafter provided, payable semi-annually on the first day of August and February in each year during the term thereof, without deduction for any taxes which may be levied on said bonds or on the debt secured thereby by the Commonwealth of Pennsylvania, pursuant to any present or future law (except succession, estate, inheritance and gift taxes), the payment of which taxes is hereby assumed by the City of Pittsburgh. The principal of and interest on said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for registered bonds of the same maturity, by surrendering such coupon bond or bonds, with all coupons not yet due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42, Contingent Fund.

Registered bonds shall be registered with the City Treasurer, and shall be transferable only on the books of the

said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller, and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any such officials, the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place.

Each of said bonds shall be known and designated as

REFUNDING BONDS 1939, SERIES "B".

Section 4. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, to the highest responsible bidder therefor after public notice by advertisement as may be required by law.

Section 5. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said bonded debt shall have been increased or incurred, namely, the year 1940, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and any tax thereon which by the terms of said bonds is assumed by the City, and also an annual tax commencing in said year equal to five per centum (5%) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and retirement of said bonds as they become due and payable according to their terms, and the same is hereby appropriated out of the revenues of said City for the payment and redemption aforesaid.

Section 6. That all bonds issued by the authority of this ordinance, and the Acts of Assembly authorizing the same, shall be and become part of the funded debt of the City of Pittsburgh and shall be entitled to all the rights, privileges and immunities thereof shall be free from taxation, as aforesaid, and for the payment of the principal of the said bonds and the interest thereon semi-annually as the same shall become pay-

abe, the faith, honor, credit and property of said City are hereby pledged.

Section 7. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:
No.----- \$-----

UNITED STATES OF AMERICA
COMMONWEALTH OF PENNSYLVANIA
CITY OF PITTSBURGH

REFUNDING BOND 1939, SERIES "B"

KNOW ALL MEN BY THESE PRESENTS, That the City of Pittsburgh, a municipal corporation, created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to the bearer in the sum of One Thousand (\$1,000) Dollars lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of August, A. D. 19--, with interest thereon from the date hereof at the rate of----- per centum (---%), payable semi-annually to the bearer of the annexed coupons at the time and place therein specified, without deduction for any taxes which may be levied hereon or on the debt secured hereby, by the Commonwealth of Pennsylvania, pursuant to any present or future law (except succession, estate, inheritance and gift taxes), the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby irrevocably pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and denomination by surrendering the said coupon bond or bonds, with all coupons not then due, at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to Four Million Eight Hundred Thousand (\$4,800,000.00), issued by the City of Pittsburgh for valid municipal purposes by virtue of and in pursuance of the following Acts of the General Assembly of the Commonwealth of Pennsylvania, viz: The Act of April 20, 1874, P. L.

65, the Act of May 1, 1873, P. L. 87, the Act of March 7, 1901, P. L. 20, and the Act of April 14, 1881, P. L. 10, and the various supplements and amendments to each of said Acts, and also in pursuance of an ordinance of the City of Pittsburgh, duly enacted by the Council thereof and approved by the Mayor thereof on-----, 193--, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and state tax hereon, and also the principal hereof at maturity; and that the total amount of the indebtedness of the City of Pittsburgh, created without the consent of the electors thereof, is less than two per centum (2%) of the last preceding assessed valuation of the taxable property therein; and the entire indebtedness of the City of Pittsburgh, including the entire issue of the above-mentioned bonds, of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of August, 1939.

(Seal of the City of Pittsburgh)

CITY OF PITTSBURGH

By-----
Mayor.

Countersigned:

City Controller.
(Form of Coupon)

On the first day of-----, 19--, the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasurer of said City----- (\$-----) Dollars lawful money of the United States of America, for six months' interest on its REFUNDING BOND 1939, SERIES "B," dated as of August 1, 1939 numbered.

City Controller.

The registered bonds issued in pursuance of this ordinance shall be substantially in the following form:

No. \$

UNITED STATES OF AMERICA
COMMONWEALTH OF PENNSYLVANIA
CITY OF PITTSBURGH
REFUNDING BOND 1939, SERIES "B"

KNOW ALL MEN BY THESE PRESENTS, That the City of Pittsburgh, a municipal corporation, created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to in the sum of One Thousand (\$1,000) Dollars lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said legal representative or assigns, at the office of the City Treasurer of the said City on the first day of August, A. D. 19..., with interest thereon at the rate of per centum (..%) per annum, payable at the same place on the first days of August and February of each year, without deduction for any taxes which may be levied hereon or on the debt secured hereby by the Commonwealth of Pennsylvania, pursuant to any present or future law (except succession, estate, inheritance and gift taxes), the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby irrevocably pledged. This bond is transferable only on the books of the said City Treasurer. This bond is one of a series of bonds amounting in the aggregate to Four Million Eight Hundred Thousand (\$4,800,000.00) Dollars, issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of the following Acts of the General Assembly of the Commonwealth of Pennsylvania, viz: The Act of April 20, 1874, P. L. 65, the Act of May 1, 1873, P. L. 87, the Act of March 7, 1901, P. L. 20, and the Act of April 14, 1881, P. L. 10, and the various supplements and amendments to each of said Acts, and also in pursuance of an ordinance of the City of Pittsburgh, duly enacted by the Council thereof and approved by the Mayor thereof on, 193..., and duly recorded

and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and State tax hereon, and also the principal hereof at maturity; that the total amount of the indebtedness of the City of Pittsburgh, created without the consent of the electors thereof, is less than two per centum (2%) of the last preceding assessed valuation of the taxable property therein, and the entire indebtedness of the City of Pittsburgh, including the entire issue of the above-mentioned bonds, of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of August, 1939.

(Seal of the City of Pittsburgh)

CITY OF PITTSBURGH

By
Mayor.

Countersigned:

.....
City Controller.

Registered this day of
A. D., 19..., at the office of the City
Treasurer of the City of Pittsburgh.

.....
Registrar.

Section 8. Pending the execution and delivery of the permanent bonds to be issued under this ordinance, the Mayor and the City Controller are authorized to have prepared, and to execute and deliver to the purchaser of the bonds hereby authorized, one or more temporary typewritten or printed bonds for the aggregate principal amount of the bonds authorized by this ordinance, which temporary bonds shall be in such denomination and amount as the Mayor and the Controller may determine, and shall be substantially of the tenor of the registered bonds to be issued here-

under, with such appropriate omissions, insertions and variations as may be required. Each of said temporary bonds shall bear on its face the words

**TEMPORARY REFUNDING BOND 1939,
SERIES "B"**

and such temporary bonds shall be exchangeable at the office of the City Controller for a like principal amount of permanent bonds, when such permanent bonds are ready for delivery.

Section 9. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 15, 1939.

Ordinance Book 50, Page 78.

No. 304

AN ORDINANCE—Amending a portion of Section 1 of Ordinance No. 284, approved June 28, 1938, entitled "An Ordinance authorizing the Mayor and the Directors of the proper departments of the City to file applications to the United States of America through the Federal Emergency Administration of Public Works for grants to aid in financing the making of improvements generally in the City and designating the Directors of the proper departments to furnish such information as the Government may request, and repealing Ordinance No. 335, approved October 10, 1936, Ordinance No. 357, approved October 23, 1936, and Ordinance No. 373, approved October 29th, 1936," as amended, by authorizing and directing the Mayor and the Director of the Department of Public Health to file an amendatory application with the Federal Emergency Administration of Public Works for a change in the scope of the project for the Leech Farm Tuberculosis Sanatorium—Pa. Docket No. 2154-F—by deletion of the boiler house, requesting an increase of grant in the amount of \$53,182.00, to cover the P. W. A. share of the cost of the construction of the nurses' and physicians' building, and requesting an extension of time for the completion of the project to June 30, 1940, and providing

for the payment of the City's share of \$65,000.00 of the cost of the nurses' and physicians' building from the \$1,500,000.00 authorized by the electors at a special public election held August 2, 1938, for the construction of any public improvements within the City within the general classifications of the projects described in the ballot.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Section 1 of Ordinance No. 284, approved June 28, 1938, entitled "An Ordinance authorizing the Mayor and the Directors of the proper departments of the City to file applications to the United States of America through the Federal Emergency Administration of Public Works for grants to aid in financing the making of improvements generally in the City and designating the Directors of the proper departments to furnish such information as the Government may request, and repealing Ordinance No. 335, approved October 10, 1936, Ordinance No. 357, approved October 23, 1936, and Ordinance No. 373, approved October 29th, 1936," as amended, be and the same is hereby amended by authorizing and directing the Mayor and the Director of the Department of Public Health to file an amendatory application with the Federal Emergency Administration of Public Works for a change in the scope of the project for the Leech Farm Tuberculosis Sanatorium—Pa. Docket No. 2154-F—by deletion of the boiler house, requesting an increase of grant in the amount of \$53,182.00, to cover the P. W. A. share of the cost of the construction of the nurses' and physicians' building, and requesting an extension of time for the completion of the project to June 30, 1940, and providing for the payment of the City's share of \$60,000.00 of the cost of the nurses' and physicians' building from the \$1,500,000.00 authorized by the electors at a special public election held August 2, 1938, for the construction of the public improvements within the City within the general classifications of the projects described in the ballot.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 15, 1939.

Ordinance Book 50, Page 82.

No. 305

AN ORDINANCE—Fixing the rate of interest at one and three-quarters per centum (1¾%) per annum on \$475,000 Refunding Bonds 1939, which were sold May 23, 1939, by authority of Ordinance No. 218, approved April 29, 1939.

WHEREAS, Ordinance No. 218 authorized and directed the sale of \$475,000 Refunding Bonds 1939 at an interest rate of not less than one-quarter per centum per annum and not exceeding two and one-half per centum per annum, payable semi-annually; and

WHEREAS, under the terms of said Ordinance and the Acts of Assembly authorizing the same, the bonds were advertised and sold to Mellon Securities Corporation at an interest rate of one and three-quarters per centum (1¾%) per annum plus a premium of \$3,657.50;

NOW, THEREFORE,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Refunding Bonds 1939 in the aggregate principal amount of \$475,000 authorized by Ordinance No. 218 approved April*

"Four Playground Directors (Male)-----\$2,090.00 each per annum"

Shall be and the same is hereby amended to read

"Five Playground Directors (Male)----- 2,090.00 each per annum"

That a portion of Section 88 of said Ordinance which reads

"First Aid Nurse for 98 days per annum-----\$ 4.50 per day"

Shall be and the same is hereby amended to read

"First Aid Nurse for 98 days per annum-----\$ 5.00 per day"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 83.

29, 1939, shall bear interest at the rate of one and three-quarters per centum (1¾%) per annum, payable semi-annually.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 83.

No. 306

AN ORDINANCE—Amending Sections 83 and 88, Bureau of Recreation, of an Ordinance entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a portion of Section 83 of an Ordinance entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939, which reads*

No. 307

AN ORDINANCE—Amending Section 31, Department of Lands and Buildings, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9th, 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a portion of Section 31 of an Ordinance entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which reads*

	per annum
Attendant in Charge.....	\$1,500.00
shall be and the same hereby	
amended to read	
Custodian	\$1,500.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 84.

No. 308

AN ORDINANCE—Appropriating and setting aside the sum of TWO HUNDRED THOUSAND (\$200,000.00) DOLLARS for payment of the cost of construction work and for engineering and other expenses for the improvement of Water street from Grant street to West street, and Duquesne way, from Barbeau street to Tenth street, in accordance with the agreement entered into with the County of Allegheny, dated February 17, 1939, and authorized by Ordinance No. 72, approved February 16, 1939, from Bond Fund 141.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That for the payment of the cost of construction work, including engineering and other expenses for the improvement of Water street, from Grant street to West street, and Duquesne way, from Barbeau street to Tenth street, in accordance with the agreement entered into with the County of Allegheny, dated February 17, 1939, and authorized by Ordinance No. 72, approved February 16, 1939, the following sums are hereby*

set apart and appropriated from Bond Fund 141:

Construction Work	\$190,000.00
Engineering and Other Ex-	
Expenses	10,000.00
TOTAL	\$200,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 84.

No. 309

AN ORDINANCE—Amending and supplementing Section 1 of Ordinance No. 267, approved May 27, 1939, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$872,100.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, water, park and recreation systems of the City in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program, from the proceeds to be derived from the sale of General Public Improvement Notes."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Section 1 of Ordinance No. 267, approved May 27, 1939, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$872,100.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, water, park and recreation systems of the City in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program, from the proceeds to be derived from the sale of General Public Improvement Notes,"*

The lines which read:

"1591 Water Storage Tanks, Lincoln, Allentown and Squirrel Hill Districts, Pipe Line Replacement on Smallman Street, reinforcing main in the Oakland Heights District and Water Main Extension on Fifth Avenue in the Oakland District.....	75,000.00	75,000.00"
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shall be amended to read:

"1591 Water Storage Tanks together with pipe lines and appurtenances for Lincoln, Allentown and Squirrel Hill Districts together with roofs for the Allentown and Lincoln Tanks, pipe line replacement on Smallman Street, reinforcing main in the Oakland Heights District and water main extension on 5th Avenue in the Oakland District.....	22,000.00	22,000.00"
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That said Ordinance shall be supplemented by adding to Section 1 the following:

"Pa. Docket No.		Engineering and Other Necessary Expenses	
1996	Shady Avenue and South Highland Avenue Bridges	\$ 1,290.00	-----
2132	Mission Street Bridges Reconstruction and River Avenue Viaduct.....	3,000.00	-----
2208	13 Filter Houses in Various Swimming Pools throughout the City with Filter Equipment and appurtenances.....	1,400.00	-----
2299	Relief Sewers—California Avenue, Broadhead-Fording Road, Nittany & Valley Rue Streets	1,500.00	-----
		<u>\$ 22,000.00</u>	<u>\$ 7,190.00</u>
			<u>\$ 29,190.00"</u>

The totals which read:

"\$867,100.00	\$ 5,000.00	\$872,100.00"
---------------	-------------	---------------

shall be changed to read:

"\$814,100.00	\$12,190.00	\$826,290.00"
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The portion of title which reads:

"872,100.00"

shall be changed to read:

"826,290.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 85.

No. 310

AN ORDINANCE—Appropriating and setting aside the aggregate amount of \$49,795.47 for the payment of the cost for improvements to the public

water, bridge and viaduct systems of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the following sums, or so much thereof as may be necessary, are hereby set apart and appropriated from the proceeds derived from Grants of Funds of the Government of the United States, for the payment of the cost for making improvements to the public water, bridge and viaduct systems of the City, in the Department of Public Works:*

Pa.
Docket
No.

Engineering and
Other Necessary
Expenses

1591	Water Storage Tanks, with pipe lines and appurtenances for Lincoln, Allentown and Squirrel Hill District, together with roofs on the Lincoln and Allentown Tanks, Pipe Line Replacement on Smallman Street, Reinforcing main in the Oakland Heights District, and Water Main Extension on Fifth Avenue in the Oakland District	\$ 28,090.68	-----	\$ 28,090.68
1601	Lanpher Water Main Reinforcement	10,000.00	-----	10,000.00
1604	Herrs Island Bridge	8,995.34	-----	8,995.34
1996	Shady Avenue and South Highland Avenue Bridges	2,709.45	-----	2,709.45
TOTAL		\$ 49,795.47	-----	\$ 49,795.47

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 86.

No. 311

AN ORDINANCE—Authorizing the issuance of a warrant in favor of C. C. Crick in the amount of \$578.65 in payment for out of pocket expenses incurred during the months of September, October and November, 1938 in connection for advancement of a pure water gravity supply in behalf of the City of Pittsburgh.

WHEREAS, C. C. Crick has incurred expenses in the amount of \$578.65 being out of pocket expenses incurred during the months of September, October and November, 1938 in connection with advancement of a pure water gravity supply in behalf of the City of Pittsburgh; and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for payment of services rendered for the benefit of the City without previous authority of law, Now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

the Mayor be authorized and directed to issue and the Controller to countersign a warrant in favor of C. C. Crick in the amount of \$578.65 in payment for out of pocket expenses incurred during the months of September, October and November, 1938 in connection with advancement of a pure water gravity supply in behalf of the City of Pittsburgh and charge the same to Code Account No. 1017—Miscellaneous Services—Office of the Mayor.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 87.

No. 312

AN ORDINANCE—Authorizing the issuance of a warrant in favor of the American Reduction Company in the sum of \$79,878.02 in payment of services furnished for the benefit of the City during the month of December 1938 without previous authority of Law.

WHEREAS, Services were furnished during December 1938 for the benefit of the City without previous authority of Law in the total sum of \$79,878.02, and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for payment of services fur-

nished for the benefit of the City without previous authority of Law, Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the American Reduction Company in the sum of \$79,878.02 in payment of services furnished for the benefit of the City during the month of December 1938 and to charge same to Garbage and Rubbish Collection and Disposal, Code Account No. 1522-1.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 87.

No. 313

AN ORDINANCE—Authorizing the issuance of a warrant in favor of American Reduction Company for \$73,879.54 in payment for services furnished for the benefit of the City during the month of January 1939, without previous authority of Law.

WHEREAS, Services were furnished during the month of January 1939, for the benefit of the City without previous authority of Law in the total sum of \$73,879.54, and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for payment of services furnished for the benefit of the City without previous authority of Law, Now, Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of American Reduction*

Company for \$73,879.54 in payment for services furnished for the benefit of the City during the month of January Code Account No. 1522-1.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 88.

No. 314

AN ORDINANCE—Authorizing and directing the Mayor to issue and the City Controller to countersign warrants in favor of Dr. U. A. Carpenter and Dr. J. W. McMeans, in the sum of \$1,520.00 and \$1,625.00, respectively, for services furnished to the Department of Law.

WHEREAS, Dr. U. A. Carpenter and Dr. J. W. McMeans examined persons who are alleged to have been injured and had filed claims against the City, and the said doctors testified in Common Pleas Court; and,

WHEREAS, said examinations and testimony were made and given in the year 1938; now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of Dr. U. A. Carpenter in the sum of \$1,520.00, and Dr. J. W. McMeans in the sum of \$1,625.00, and charge the same to Code Account No. 1076, Witness Fees, Department of Law.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 88.

No. 315

AN ORDINANCE—Providing for a contract or contracts for an Archery Concession along Washington boulevard in Highland Park.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts with the highest responsible bidder or bidders for a period of one (1) year for an Archery Concession along Washington boulevard in Highland Park. The said contract or contracts to contain provisions for public liability insurance, and also provisions for adequate safety regulations by the Department of Public Works.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 89.

No. 316

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing of traffic equipment and for letting of a contract or contracts for the installation of traffic equipment for the Bureau of Traffic Planning, Department of Public Safety.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for furnishing traffic equipment for the Bureau of Traffic Planning, Department*

of Public Safety, at a cost not to exceed \$12,000.00, to be charged to and payable from Code Account No. 1496, Item F, Equipment; and further that the said Mayor and the said Director of the Department of Public Safety shall be and they are hereby authorized, empowered and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the installation of traffic equipment for the Bureau of Traffic Planning, Department of Public Safety, at a cost not to exceed \$10,000.00, to be charged to and payable from Code Account No. 1490, Item B, Miscellaneous Services, all in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the several supplements and Amendments thereto and the Ordinances of Council in such cases made and provided, both said Code Accounts being in the Bureau of Traffic Planning, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 89.

No. 317

AN ORDINANCE—Providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public water systems of the City of Pittsburgh, in the Department of Public Works and providing for the payment of the cost thereof from funds otherwise appropriated therefor.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to advertise for proposals, award, and enter*

into a contract or contracts for making the following improvements to the public water systems of the City of Pittsburgh, in the Department of Public Works, in accordance with the laws and ordinances governing the said City on improvements performed with financial aid from the Federal Emergency Administration of Public Works, for sums not to exceed the following amounts, chargeable to and payable from Dockets as set forth:

Docket No.	Estimated Cost
1591 Constructing roofs and appurtenances for Allentown Water Storage Tank No. 2 and Lincoln Water Storage Tank -----	\$26,000.00
Extension of Water Pipe Line for Squirrel Hill Tank on Hazelwood Avenue at Frank Street and Beechwood Boulevard --	18,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 90.

No. 318

AN ORDINANCE—Providing for a contract or contracts for the construction of a sewer on the private property of the City of Pittsburgh and on Twenty-ninth street to the Allegheny River to provide necessary drainage facilities for the proposed Municipal Incinerator and for the construction of a water line on Twenty-ninth street from Railroad street to a point approximately Three Hundred Eighty (380') feet northwardly, and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works be and are*

hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the construction of a sewer on the private property of the City of Pittsburgh and on Twenty-ninth street to the Allegheny River to provide necessary drainage facilities for the proposed Municipal Incinerator and for the construction of a water line on Twenty-ninth street from Railroad street to a point approximately Three Hundred Eighty (380') feet northwardly in conformity with laws and ordinances governing said City; and the cost thereof up to an amount not exceeding EIGHT THOUSAND (\$8,000.00) DOLLARS to be made chargeable to and payable from Bond Fund 119, Incinerator Bonds, 1934.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 91.

No. 319

AN ORDINANCE—Repealing Ordinance

No. 192, approved April 1, 1939, entitled, "An Ordinance providing for a contract or contracts for the construction of a sewer on private property of the City of Pittsburgh and J. K. Davison and Brother, and across Thirtieth street, to provide necessary drainage facilities for the proposed Incinerator Plant for the City of Pittsburgh, providing for the payment of the cost thereof, providing therefor an easement through property of J. K. Davison and Brother for the construction and maintenance of said sewer, and providing for adjudication of damages occasioned thereby and for payment of the cost and expense thereof."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Ordinance No. 192, approved April 1, 1939, entitled, "An Ordinance providing for a contract or contracts for the construction of a sewer on private property*

of the City of Pittsburgh and J. K. Davison and Brother and across Thirtieth street, to provide necessary drainage facilities for the proposed Incinerator Plant for the City of Pittsburgh, providing for the payment of the cost thereof, providing therefor an easement through property of J. K. Davison and Brother for the construction and maintenance of said sewer, and providing for adjudication of damages occasioned thereby and for the payment of the cost and expense thereof," be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 92.

No. 320

AN ORDINANCE—Providing for a contract for a Pitometer Water Waste Survey of a portion of the water distribution system of the City of Pittsburgh, and for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized to enter into a contract with The Pitometer Company, Inc., for the making of a Pitometer Water Waste Survey, complete with reports, of that portion of the water distribution system of the City of Pittsburgh which is supplied by the Allentown Tanks, in accordance with the laws and ordinances governing said City, in an amount not exceeding the sum of Seven Thousand (\$7,000.00) Dollars, chargeable to and payable from Bond Fund 140.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 92.

No. 321

AN ORDINANCE—Providing for a contract or contracts for the regrading, repaving, recubing, widening and otherwise improving certain streets, and for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the regrading, repaving, recubing, widening and otherwise improving of the following streets in accordance with the laws and ordinances governing said City, in an amount not exceeding the sum of \$19,400.00, chargeable to and payable from Code Account 1539, General Repaving:—

O'Hara street from Bouquet street to DeSoto street;

Postal way from Penn avenue to Shakespeare street;

Forbes street at the intersection of Craig street;

Forbes street at the intersection of Craft avenue;

Liberty avenue at Herron avenue;

Noblestown road at South Main street.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 92.

No. 322

AN ORDINANCE—Authorizing and directing the construction of a public sewer on the south sidewalk of Coleridge street, from a point about 20 feet east of Hawthorne street to the existing sewer on Oranmore street, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor,

And providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a Public Sewer be constructed on the south sidewalk of Coleridge street from a point about twenty (20') feet east of Hawthorne street to the existing sewer on Oranmore street, including, as may be necessary, the excavation of exploratory test holes.

Commencing on the south sidewalk of Coleridge street at a point about twenty (20') feet east of Hawthorne street; thence eastwardly along the south sidewalk of Coleridge street to the existing sewer on Oranmore street. Said sewer to be terra cotta pipe and 15" in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of THREE THOUSAND NINE HUNDRED (\$3,900.00) DOLLARS which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Section 5. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the

same is hereby repealed so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17 1939.

Ordinance Book 50 Page 93.

No. 323

AN ORDINANCE—Authorizing and directing the construction of a public sewer on Gladys avenue and Hollyford place, from a point on Gladys avenue about 320 feet south of Hollyford place to the existing sewer on Tropical avenue, including, as may be necessary, the excavation of exploratory test holes, providing for the letting of a contract or contracts therefor

And providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a Public Sewer be constructed on Gladys avenue and Hollyford place from a point on Gladys avenue about 320 feet south of Hollyford place to the existing sewer on Tropical avenue, including, as may be necessary, the excavation of exploratory test holes.

Commencing on Gladys avenue at a point about 320 feet south of Hollyford place; thence northwardly along Gladys avenue to Hollyford place; thence westwardly along Hollyford place to the existing sewer on Tropical avenue. Said sewer to be terra cotta pipe and twelve inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the

total sum of THREE THOUSAND (\$3,000.00) DOLLARS which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 94.

No. 324

AN ORDINANCE—Providing for the letting of a contract for the furnishing and installation of new shock proof x-ray radiographic equipment complete for the Pittsburgh City Home and Hospitals and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and installation of new shock-proof x-ray radiographic equipment complete at a cost not to exceed the sum of \$6,000.00 and to include the trade-in of one Kelley-Koett Radiographic Table No. 1054 S complete with tube stand, bucky diaphragm, and fluoroscope and other appurtenances for the Pittsburgh City Home and Hospitals, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and*

the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1337, Equipment, Department of Public Welfare.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 94.

No. 325

AN ORDINANCE—Providing for the letting of a contract for the furnishing and delivery of 100 dozen (more or less) Bed Spreads for the Pittsburgh City Home and Hospitals, Dept. Public Welfare and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of 100 dozen (more or less) Bed Spreads at a cost not to exceed the sum of \$1,200.00 for the Pittsburgh City Home and Hospitals, Dept. of Welfare, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1337, Dept. of Public Welfare.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 95.

No. 326

AN ORDINANCE — Authorizing the leasing to the Pittsburgh Plate Glass Company of a part of the Duquesne Way Wharf, formerly occupied by the Farmers' Market, being the old Farmers' Market Platform located on Duquesne way, between Sixth and Seventh streets.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby authorized and directed to execute and deliver a lease to the Pittsburgh Plate Glass Company for a part of the Duquesne Way Wharf, formerly occupied by the Farmers' Market, being the old Farmers' Market Platform, located on Duquesne way, between Sixth and Seventh streets.

Said lease shall be made for a period of one year at an annual rental of Two Thousand One Hundred (\$2,100.00) Dollars, payable in equal monthly installments of One Hundred Seventy-five (\$175.00) Dollars the first day of each month in advance during the term.

Said lease shall provide that in the event the City desires to use said property for public use or other purposes the lessee shall upon thirty days' notice in writing from the Director of the Department of Lands and Buildings vacate said premises.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 96.

No. 327

AN ORDINANCE—Authorizing and directing the Mayor to advertise for bids for the publication of such official advertising as is authorized under the terms and provisions of the

Act of June 22, 1931, P. L. 845, Section 1, and to award and execute a contract for same.

WHEREAS, the Act of June 22, 1931, P. L. 845, Section 1, authorizes officers of cities to advertise for bids for public works, contracts, supplies or equipment, in certain trade publications or journals, as described in said Act, in addition to the newspapers specified by law; and,

WHEREAS, it is to the best interests of the City of Pittsburgh for the purpose of disseminating information to prospective bidders for public works, contracts, supplies or equipment, that advertisements therefor be published in trade journals, as set forth in the Act of June 22, 1931, P. L. 845; now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor be and he is hereby authorized and directed to advertise for bids from publications or journals devoted to the dissemination of information about construction work, published in this Commonwealth at least once a week, for the publication of bids for public works, contracts, supplies and equipment.

Section 2. The Mayor shall award and execute a contract to the lowest responsible bidder in accordance with the Act of June 22, 1931, P. L. 845, and in accordance with this Ordinance, for a period of three (3) years, beginning on the same date as the next contracts to be awarded under the provisions of Article XV, Section 1, as amended, of the Charter Act of 1901, governing official advertising in newspapers in cities of the second class.

Section 3. Advertising authorized under the authority of this Act shall be payable from funds appropriated to the various Departments or from the Bond Funds to which the costs of the improvements are to be paid.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 96.

No. 328

AN ORDINANCE—Granting unto the Junction Coal and Coke Company of Pittsburgh, the right and privilege to construct, maintain, use and operate a cellar door 3.50 feet by 4.00 feet in the southerly sidewalk of Penn avenue, Sixth Ward; said cellar door being located 90.13 feet eastwardly from the easterly line of Thirty-fourth street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Junction Coal and Coke Company of Pittsburgh is hereby given the right, privilege and authority to construct, maintain, use and operate at its own cost and expense, a cellar door entrance adjoining their property at 3408 Penn avenue in the Sixth Ward, and located as follows to-wit:*

Beginning at a point on the southerly line of Penn avenue 90.13 feet eastwardly from the easterly line of 34th street, thence extending eastwardly along the southerly line of Penn avenue 3.50 feet to a point; thence deflecting to the left 90° 0' 00" in a northerly direction a distance of 4.00 feet to a point; thence deflecting to the left 90° 0' 00" in a westerly direction a distance of 3.50 feet to a point, thence deflecting to the left 90° 0' 00" and in a southerly direction a distance of 4.00 feet to a point on the southerly line of Penn avenue the place of beginning. Said cellar door to be constructed according to the provisions of this Ordinance and in accord with the plan identified as proposed cellar door entrance for the Junction Coal and Coke Company at 3408 Penn avenue, 6th Ward, Pittsburgh, Pennsylvania, said plan being filed in the office of the Division of Public Utilities, Bureau of Engineering, Department of Public Works and known as Accession No. B-479.

Section 2. Prior to the beginning of the construction of said cellar door, the Junction Coal and Coke Company shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans in triplicate, showing the location and all details for the construction of the cellar door, and shall be subject to the

approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers and supervision over City streets, and also to Ordinances of the City of Pittsburgh relating thereto and to the provisions of any general Ordinances, which have been or may hereafter be passed relating to the construction, maintenance and use of cellar door entrances on City streets and compensation for same.

Section 4. The Junction Coal and Coke Company shall bear the full cost and expense of the repaving and repair of any street pavement damaged, repair of sewers, water lines and other surface and sub-surface structures, which may be in any way damaged or disturbed by reason of the construction, maintenance, use and operation of said cellar door entrance, all of the work including the repaving or repairing of any portion of the street damaged, shall be done in the manner and at such times as the Director may order and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said cellar door entrance upon giving to the Junction Coal and Coke Company at least six (6) months written notice from the proper officers of the City pursuant to a resolution or ordinance of Council to the Junction Coal and Coke Company, and that the said Junction Coal and Coke Company, when so notified, shall at or before the expiration of the said six months remove the said cellar door entrance and replace the street in its original condition at his own expense.

Section 6. The Junction Coal and Coke Company shall assume any and all liability and shall save the City of Pittsburgh harmless from and against all damages to persons or property, including the street and sub-surface structures therein caused by or arising out of the construction, maintenance, use and operation of said cellar door entrance, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the conditions that this Ordinance shall become null and void unless within thirty (30) days after its enactment by Council and approval by the Mayor of the City of Pittsburgh, the Junction Coal and Coke Company shall file with the proper officers of the City of Pittsburgh their certificate of acceptance, accepting the provisions of this Ordinance.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 97.

No. 329

AN ORDINANCE — Granting unto the Mine Safety Appliances Company, Pittsburgh, Penna., the right to construct, maintain and use a conduit composed of four 6-inch tile pipe under and across Meade street at a point on the easterly line of Meade street, distant 143.00 feet from the northerly line of Braddock avenue, in the 14th Ward, City of Pittsburgh, for the purpose of effecting access for the installation and maintenance of gas, water, steam and electric lines from Building No. 3 on the east side of Meade street to the Wappat Building on west side of Meade street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mine Safety Appliances Company of Pittsburgh is hereby given the right and authority to construct, maintain and use a conduit composed of four 6-inch tile pipe under and across Meade street at a point on the easterly line of Meade street, distant 143.00 feet from the northerly line of Braddock avenue in the 14th Ward, City of Pittsburgh for the purpose of effecting access for the installation and maintenance of gas, water, steam and electric lines from Building No. 3 on the east side of Meade*

street to the Wappat Building on the west side of Meade street.

The center line of the conduit composed of four six-inch tile pipe shall begin at a point on the easterly line of Meade street, distant 143.00 feet from the northerly line of Braddock avenue, thence deflecting to the left, 9° 0' 00" in a westerly direction a distance of 50.00 feet to the westerly line of Meade street; the outer edge of said conduit to be 1 ft., 10½ in., on each side of the center line of conduit.

The foregoing conduit shall be laid in the location and in full conformance with the approved plan on file in the Division of Public Utilities, Bureau of Engineering, Department of Public Works, and identified as Accession No. 478, Folder "B," said plan being entitled, "Proposed Utility Pipe Lines connecting Building No. 3 and the Wappat Building on Meade street, 14th Ward, Pittsburgh, Penna., for the Mine Safety Appliances Company."

Section 2. The construction, maintenance and use of the said conduit shall be at all times at the sole expense of the Mine Safety Appliances Company, as shown on Plan B-478, all this to be subject to the approval and be done under the supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers and supervision over City streets and also to all general or special Ordinances of the City of Pittsburgh which may hereafter be passed relating to the construction, maintenance and use of conduits in the City streets and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and sub-surface structures which may in any way be damaged or disturbed by reason of the construction, maintenance and use of the said conduit. All of the said work including the repaving of the street damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the

City of Pittsburgh, without liability, reserves the right to cause the removal of the said conduit upon giving six (6) months notice through the proper officers pursuant to Resolution or Ordinance of Council to the said Mine Safety Appliances Company its successors and assigns, to that effect, and that the said grantee, when so notified, shall at the expiration of the said six months forthwith, remove the said conduit and replace the street to its original condition at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and subsurface structures therein, by reason of the construction, maintenance and use of the said conduit, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following conditions, to-wit: This Ordinance shall become null and void unless within thirty (30) days after its passage and approval the Mine Safety Appliances Company shall file with the City Controller its certificate of acceptance of the provisions thereof, said certificate to be executed by the President and Secretary of the Mine Safety Appliances Company with its corporate seal attached.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 98.

No. 330

AN ORDINANCE—Amending Section 2 and the title of Ordinance No. 605, approved December 28, 1938, entitled "An Ordinance locating the WILMOT STREET BRIDGE and approaches on and over Wilmot Street, over and across Juno street, Rollo way, Adrian street, Boundary street, the right-of-way and

tracks of the Pittsburgh Junction Railroad Company, property of the Schuylkill Improvement Land Company and property of the City of Pittsburgh, to connect the Boulevard of the Allies at its intersection with Parkview avenue with Wilmot road in Schenley Park; laying out and opening the same as a public highway; providing for an aerial easement over property of the Schuylkill Improvement Land Company, the right-of-way and the tracks of the Pittsburgh Junction Railroad Company, and the property of the City of Pittsburgh; providing for adjudication of damages occasioned thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 2 of Ordinance No. 605, approved December 28, 1938, entitled, "An Ordinance locating the WILMOT STREET BRIDGE and approaches on and over Wilmot street, over and across Juno street, Rollo way, Adrian street, Boundary street, the right-of-way and tracks of the Pittsburgh Junction Railroad Company, property of the Schuylkill Improvement Land Company and property of the City of Pittsburgh, to connect the Boulevard of the Allies at its intersection with Parkview avenue with Wilmot road in Schenley Park; laying out and opening the same as a public highway; providing for an aerial easement over property of the Schuylkill Improvement Land Company, the right-of-way and the tracks of the Pittsburgh Junction Railroad Company, and the property of the City of Pittsburgh; providing for adjudication of damages occasioned thereby; and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket," be and the same is hereby amended to read:

"Section 2. An aerial easement of a strip of ground between the northerly and the southerly lines as above described, and extending from a point 199.25 feet west of the westerly line of Boundary street as laid out in the Linden Land Company Pan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book, Vol-

ume 6, pages 164 to 166, inclusive, as measured along the northerly line of Wilmot street, as opened by Ordinance No. 558, approved December 2, 1938, to Wilmot road in Schenley Park, is hereby appropriated over and across property of the Schuylkill Improvement Land Company, Rollo way, Adrian street, Boundary street, the right of way and tracks of the Pittsburgh Junction Railroad Company, and property of the City of Pittsburgh;

From a point 199.25 feet west of the westerly line of Boundary street as laid out in said Linden Land Company Plan of Lots, to the easterly line of the right-of-way of the Pittsburgh Junction Railroad Company, the said bridge shall be so erected and maintained as to leave the ground underneath the same free and open for the use of the owners thereof, and the elevation of the lowest portion of the super-structure of the said bridge shall not be lower than 838.0 feet."

That the title of said ordinance shall be and the same is hereby amended to read as follows:

"An Ordinance locating the Wilmot Street Bridge and approaches on and over Wilmot street, over and across Juno street, Rollo way, Adrian street, Boundary street, the right-of-way and tracks of the Pittsburgh Junction Railroad Company, property of the Schuylkill Improvement Land Company and property of the City of Pittsburgh, to connect the Boulevard of the Allies at its intersection with Parkview avenue with Wilmot road in Schenley Park; laying out and opening the same as a public highway; providing for an aerial easement over property of the Schuylkill Improvement Land Company, Rollo way, Adrian street, Boundary street, the right-of-way and tracks of the Pittsburgh Junction Railroad Company and property of the City of Pittsburgh; providing for adjudication of damages occasioned thereby; and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 100.

No. 331

AN ORDINANCE—Fixing the width and position of the sidewalks, roadways and automobile parking areas, and establishing the opening grades on CHAUNCEY DRIVE and SOMERS DRIVE, as laid out and proposed to be dedicated as legally opened highways, by the Housing Authority of the City of Pittsburgh, in a plan of lots of its property, in the Fifth Ward of the City of Pittsburgh, named "BEDFORD DWELLINGS."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That upon the approval of a certain plan of lots named "BEDFORD DWELLINGS," proposed to be laid out by the Housing Authority of the City of Pittsburgh, of its property in the Fifth Ward of the City of Pittsburgh, the width and position of the sidewalks, roadways and automobile parking areas, and the grades to which CHAUNCEY DRIVE and SOMERS DRIVE as shown thereon shall be accepted as public highways of the City of Pittsburgh, shall be as hereinafter set forth:*

CHAUNCEY DRIVE

The following described reference line shall be used for the purpose of this ordinance:

Beginning at the intersection of a line parallel to and 18.0 feet west of the easterly line of CHAUNCEY DRIVE, at the easterly intersection thereof with Bedford avenue and the center line of Bedford avenue, said place of beginning to be known as Station 0+0.0; thence extending northwardly, parallel to and 18.0 feet west of the easterly line of Chauncey drive, to a point of curve at Station 2+27.08; thence northwardly and westwardly by the arc of a circle deflecting to the left, with a radius of 45.0 feet and a central angle of 90°, to a point of tangent at Station 2+97.76; thence westwardly, parallel to and 18.0 feet south of the northerly line of Chauncey drive, to a point of curve at

Station 9+66.78; thence westwardly and southwardly, by the arc of a circle deflecting to the left with a radius of 50.0 feet and a central angle of 90°, to a point of tangent at Station 10+45.30; thence by the tangent, southwardly, parallel to and 18.0 feet east of the westwardly line of Chauncey drive, at the westerly intersection thereof with Bedford avenue, to the northerly line of Bedford avenue at Station 12+37.38.

The sidewalks shall each have a uniform width of 8.0 feet, and shall lie along and contiguous to their respective street lines.

The roadway shall have a general width of 20.0 feet, the center line of which shall coincide with the above described reference line.

The automobile parking area and appurtenances thereto shall have a uniform width of 14.0 feet, lying between the above described roadway and the westerly sidewalk, from the northerly line of Bedford avenue, at Station 0+30.0 on the above described reference line to Station 2+27.08 thereon; thence to Station 10+45.30 thereon, lying between the above described roadway and the southerly sidewalk; thence to the northerly line of Bedford avenue at Station 12+37.38 thereon, lying between the above described roadway and the easterly sidewalk thereof.

The grade of the center line of the roadway shall begin at the northerly line of Bedford avenue, at Station 0+30.0 on the above described reference line, at an elevation of 1140.71 feet; thence shall rise by a concave parabolic curve to a point of tangent at Station 0+42.0, to an elevation of 1141.03 feet; thence shall rise at the rate of 4.50% to a point of curve at Station 1+97.78, to an elevation of 1148.04 feet; thence by a convex parabolic curve to a point of tangent, at Station 2+97.76, to an elevation of 1149.31 feet; thence falling at the rate of 1.96% to a point of curve at Station 5+27.51, to an elevation of 1144.81 feet; thence by a concave parabolic curve to a point of tangent at Station 6+27.51, to an elevation of 1144.89 feet; thence rising at the rate of 2.125% to a point at Station 7+75.0, to an elevation of 1148.02 feet; thence rising at the rate of 1.12% to a point of curve; at Station 9+53.72, to an elevation of 1150.02 feet; thence by a convex parabolic curve to a point of tan-

gent at Station 10+53.72, to an elevation of 1149.93 feet; thence falling at the rate of 1.30% to a point of curve at Station 10+88.57, to an elevation of 1149.48 feet; thence by a concave parabolic curve to a point of tangent at Station 11+88.57, to an elevation of 1149.71 feet; thence rising at the rate of 1.75% to the northerly line of Bedford avenue, at Station 12+37.38 to an elevation of 1150.56 feet.

SOMERS DRIVE

The following described reference line shall be used for the purpose of this ordinance:

Beginning at the intersection of the center line of Bedford avenue and the center line of SOMERS DRIVE, at the easterly intersection thereof, said place of beginning to be known as 0+0.0; thence shall extend northwardly coinciding with the center line of Somers drive to a point of curve at Station 2+23.42; thence northwardly and westwardly by the arc of a circle deflecting to the left with a radius of 50.0 feet and a central angle of 90° to a point of tangent at Station 3+01.96; thence westwardly, parallel to and 18.0 feet south of the northerly line of Somers drive, to a point of curve at Station 5+26.96; thence westwardly and southwardly by the arc of a circle deflecting to the left with a radius of 50.0 feet and a central angle of 90°, to a point of tangent at Station 6+05.50; thence southwardly coinciding with the center line of Somers drive to the northerly line of Bedford avenue, to Station 7+98.92.

The sidewalks shall each have a uniform width of 8.0 feet, lying along and contiguous to their respective street lines.

The roadway, on the portions of Somers drive which are perpendicular to Bedford avenue, shall have a general width of 24.0 feet, and on the portion parallel to Bedford avenue a general width of 20.0 feet; the center line of the roadway shall coincide with the above described reference line.

The automobile parking area and appurtenances thereto on that portion of Somers drive which is parallel to Bedford avenue, shall have a uniform width of 14.0 feet, lying between the roadway and the southerly sidewalk, as above described.

The grade of the center line of the roadway shall begin at the northerly line of Bedford avenue, at Station 0+30.0 on the above described reference line, at an elevation of 1128.89 feet; thence shall fall by a convex parabolic curve to a point of tangent at Station 0+42.0, to an elevation of 1128.32 feet; thence shall fall at the rate of 6.50% to a point of curve at Station 1+91.57, to an elevation of 1118.60 feet; thence by a concave parabolic curve to a point of tangent at Station 2+91.57, to an elevation of 1113.85 feet; thence shall fall at the rate of 3.0% to a point of curve at Station 4+79.0, to an elevation of 1108.23 feet; thence by a concave parabolic curve to a point of tangent at Station 5+79.0, to an elevation of 1105.98 feet; thence shall fall at the rate of 1.50% to a point of curve at Station 7+86.92, to an elevation of 1102.86 feet; thence by a convex parabolic curve to the northerly line of Bedford avenue at Station 7+98.92, to an elevation of 1102.62 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 101.

No. 332

AN ORDINANCE—Re-establishing the grade of ZANG WAY, from Rhine street to a point 195.0 feet westwardly therefrom.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the southerly line of ZANG WAY, from Rhine street to a point 195.0 feet westwardly therefrom, be and the same is hereby re-established as follows, to wit:

Beginning at the westerly curb line of Rhine street as widened by Ordinance No. 616, approved December 31, 1938, at an elevation of 972.54 feet, said westerly curb line of Rhine street being parallel to and 44.0 feet west of the

easterly line of Rhine street; thence rising by a concave parabolic curve for a distance of 20.0 feet to a point of tangent, to an elevation of 974.04 feet; thence rising at the rate of 12.0% for a distance of 16.38 feet to a point of curve to an elevation of 976.01 feet; thence by a convex parabolic curve for a distance of 60.0 feet to a point of tangent, to an elevation of 976.16 feet; thence falling at the rate of 11.50% for a distance of 58.62 feet to a point of curve to an elevation of 969.42 feet; thence by a concave parabolic curve for a distance of 40.0 feet to a point of tangent, to an elevation of 965.52 feet, said point of tangent being 195.0 feet west of the westerly curb line of Rhine street.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 103.

No. 333

AN ORDINANCE—Re-establishing the grade of YETTA AVENUE, from Rhine street to a point 163.0 feet westwardly therefrom.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the southerly curb line of YETTA AVENUE, from Rhine street to a point 163.0 feet westwardly therefrom, be and the same is hereby re-established as follows, to wit:

Beginning at the westerly 8-foot curb line of Rhine street as widened by Ordinance No. 616, approved December 31, 1938, at an elevation of 998.39 feet; thence rising by a concave parabolic curve for a distance of 20.0 feet to a point of tangent, to an elevation of 999.84 feet; thence rising at the rate of 12.0% for a distance of 83.0 feet to a point of curve, to an elevation of 1009.80 feet; thence by a convex parabolic curve for a distance of 60.0 feet to a point of tangent

distant 163.0 feet west of the westerly curb line of Rhine street, to an elevation of 1016.04 feet (curb as set).

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 104.

No. 334

AN ORDINANCE—Re-establishing the grade of Haslage avenue, from Rhine street to a point 140.48 feet westwardly therefrom.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of HASLAGE AVENUE, from Rhine street to a point 140.48 feet westwardly therefrom, be and the same is hereby re-established as follows, to wit:

The grade of the southerly curb line shall begin at the westerly 8-foot curb line of Rhine street as widened by Ordinance No. 616, approved December 31, 1938, at an elevation of 983.10 feet; thence shall rise by a concave parabolic curve for a distance of 20.0 feet to a point of tangent to an elevation of 984.36 feet; thence shall rise at the rate of 9.0% for a distance of 60.0 feet to a point of curve, to an elevation of 989.76 feet; thence by a convex parabolic curve for a distance of 60.0 feet to a point of tangent, 140.0 feet west of the westerly 8-foot curb line of Rhine street, to an elevation of 994.43 feet (curb as set).

The grade of the northerly curb line shall begin at the westerly 8-foot curb line of Rhine street, at an elevation of 985.70 feet; thence shall rise by a concave parabolic curve for a distance of 40.0 feet to a point of tangent, to an elevation of 987.12 feet; thence shall rise at the rate of 9.0% for a distance of 40.48 feet to a point of curve to an elevation of 990.76 feet; thence by a convex parabolic curve for a distance of 60.0 feet to a point of tangent,

140.48 feet west of the westerly curb line of Rhine street, to an elevation of 995.43 feet (curb as set).

Section 2.—That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 104.

No. 335

AN ORDINANCE—Widening CRESTLINE STREET, from Nimick place to the City Line; and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That CRESTLINE STREET (formerly Coal street) from the north line of Nimick place southwardly to the City Line, be widened by taking for public use for highway purposes all that certain strip of property shown as a two-foot reserved strip along the east side of Crestline street (formerly Coal street), in the Plan of North Wilkinsburg Subdivision, laid out by George S. Martin and recorded in the Recorder's Office of Allegheny County in Plan Book Volume 13, pages 32 and 33.

Section 2. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to cause said CRESTLINE STREET from the north line of Nimick place southwardly to the City Line, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages and expenses occasioned thereby, and the benefits to pay the same shall be assessed against and collected from properties benefitted thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania, relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 105.

No. 336

AN ORDINANCE—Vacating a portion of BENNETT STREET, between a point 32.28 feet east of Wheeler street and a point 292.28 feet, more or less, east of Wheeler street.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk that the owners of all of the property fronting or abutting on the lines of BENNETT STREET, between a point 32.28 feet east of Wheeler street and a point 292.28 feet, more or less, east of Wheeler street, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; NOW, THEREFORE.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a portion of BENNETT STREET, between a point 32.28 feet east of Wheeler street and a point 292.28 feet, more or less, east of Wheeler street, shall be and the same is hereby vacated according to the following description, to wit:*

Beginning at an angle in the northerly line of Bennett street, distant North 81° 32' 30" East, 32.28 feet from the easterly line of Wheeler street; thence along the northerly line of Bennett street (formerly the northerly line of Batavia street), by the following three courses North 44° 47' 30" East 55.80 feet; North 67° 31' 30" East, 83.62 feet; South 76° 18' 30" East, 144.22 feet to a point on the northerly line of Bennett street, 60.0 feet wide and distant North 81° 32' 30" East, 292.28 feet, more or less, from the easterly line of Wheeler street; thence South 81° 32' 30" West, parallel to and 60.0 feet north of the southerly line of Bennett street, 260.0

feet, more or less, to the place of beginning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 105.

No. 337

AN ORDINANCE—Supplementing Sections 2 and 3 of Ordinance No. 335 entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented, by adding designated streets or portions of streets to certain designated paragraphs thereof, and by repealing certain restrictions on designated portions of certain designated streets.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That paragraph (mm) of Section 2 of Ordinance No. 335 entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented, which paragraph (mm) has the following heading:*

"(mm) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal, between the hours of 8:00 A. M. and 9:30 A. M., daily except Sunday,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Craig street between Baum boulevard and Centre avenue, easterly side;

Negley avenue between Baum boulevard and Coral street, westerly side;

Negley avenue between Broad street and Stanton avenue, westerly side.

Section 2. That paragraph (jj) of Section 2 of said Ordinance, which paragraph (jj) has the following heading:

"(jj) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal, between the hours of 4:30 P. M. and 6:00 P. M., daily except Sunday,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Craig street between Baum boulevard and Centre avenue, westerly side;

Negley avenue between Baum boulevard and Coral street, easterly side;

Negley avenue between Broad street and Stanton avenue, easterly side.

Section 3. That paragraph (nn) of Section 2 of said Ordinance, which paragraph (nn) has the following heading:

"(nn) Upon the following streets or portions of streets, outside of the Congested Area, no driver of a vehicle shall permit it to remain standing for a longer time than one hour between the hours of 9:30 A. M. and 6:00 P. M., daily except Sunday,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Craig street between Baum boulevard and Centre avenue, easterly side.

Section 4. That paragraph (gg) of Section 2 of said Ordinance, which paragraph (gg) has the following heading:

"(gg) Upon the following streets

or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal, between the hours of 8:00 A. M. to 9:30 A. M. and 4:30 P. M. to 6:00 P. M., daily except Sunday. Between the hours of 9:30 A. M. and 4:30 P. M., no driver of a vehicle shall permit it to remain standing for a longer time than one hour,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Second avenue between Minden street and Tipton street, both sides.

Section 5. That paragraph (r) of Section 2 of said Ordinance, which paragraph (r) has the following heading:

"(r) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal, this regulation to be in effect twenty-four (24) hours each day, including Sunday,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Henry street between Dithridge street and Craig street, northerly side.

Section 6. That portions of paragraph (h) of Section 2 of said Ordinance, which paragraph (h) has the following heading:

"(h) The following streets or portions of streets are Class C streets, upon which traffic will be permitted in only one direction as designated,"

shall be and the same are hereby repealed by striking therefrom the following:

Jumonville street between Forbes street and the Boulevard of the Allies, southbound;

Miltenberger street between Forbes street and the Boulevard of the Allies, southbound;

Marion street between Forbes street and the Boulevard of the Allies, southbound;

Gist street between Forbes street and the Boulevard of the Allies, northbound;

Stevenson street between Forbes street and the Boulevard of the Allies, southbound;

Van Brahm street between Forbes street and the Boulevard of the Allies, northbound;

Pride street between Forbes street and the Boulevard of the Allies, northbound;

Locust street between Colbert street and Hooper street, westbound.

Section 7. That paragraph (w) of Section 2 of said Ordinance, which paragraph (w) has the following heading:

"(w) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than one hour between the hours of 8:00 A. M. and 6:00 P. M., daily except Sunday."

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Diamond street between Ross street and Cherry way, both sides;

Eleventh street between Duquesne way and Penn avenue, both sides;

Fancourt street between Duquesne way and Penn avenue, westerly side;

Fancourt street between Penn avenue and Liberty avenue, easterly side;

Ferry street between Water street and the Boulevard of the Allies, westerly side;

Ferry street between Water street and Fourth avenue, easterly side;

First avenue between Ross street and Grant street, both sides;

Fourth avenue between Liberty avenue and Ferry street, southerly side;

Liberty avenue between Water street and Fancourt street, both sides;

Liberty avenue between Fancourt street and Stanwix street, southerly side;

Market place, both sides, between McMasters way and Graeme street, between Graeme street and South Market place, and between West Market place and Market street;

Market street between Water street and Second avenue, easterly side;

Market street between Third avenue and Fifth avenue, easterly side;

Penn avenue between Barbeau street and Stanwix street, southerly side;

Penn avenue between Garrison way and Fourteenth street, northerly side;

Ross street between Water street and Second avenue, both sides;

Second avenue between Ross street and Grant street, both sides;

Seventh avenue between Bigelow boulevard and Webster avenue, both sides;

Stanwix street between Duquesne way and Penn avenue, easterly side;

Tenth street between Duquesne way and Liberty avenue, easterly side;

Third avenue between Wood street and Liberty avenue, northerly side;

West street between Water street and First avenue, westerly side;

William Penn place between Fifth avenue and Sixth avenue, both sides.

Section 8. That paragraph (hh) of Section 3 of said Ordinance, which paragraph (hh) has the following heading:

"(hh) The maximum speed limit on the following streets or portions of streets shall be twenty-five (25) miles per hour for all vehicles, except at those locations otherwise restricted by the State Vehicle Code to lower maximum speeds."

shall be and the same is hereby fur-

ther supplemented by adding at the end thereof the following:

Interboro street from Mifflin road to the City Line.

Section 9. That paragraph (bb) of Section 2 of said Ordinance, which paragraph (bb) has the following heading:

"(bb) Traffic is hereby prohibited from making the following turns; this regulation to be effective twenty-four (24) hours each day, Sundays included,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

From the west on the Boulevard of the Allies to the north on Jumonville street;

From the west on the Boulevard of the Allies to the north on Marion street;

From the west on the Boulevard of the Allies to the north on Stevenson street;

From the north on Van Brahm street to the east on the Boulevard of the Allies;

From the north on Gist street to the east on the Boulevard of the Allies;

From the north on Pride street to the east on the Boulevard of the Allies.

Section 10. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 106.

No. 338

AN ORDINANCE—Repealing Ordinance

No. 558, approved December 2, 1938, entitled "An Ordinance opening WILMOT STREET from Park View avenue to Boundary street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited there-

by, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket," insofar as said Ordinance opened Wilmot street from a point 199.25 feet west of Boundary street to Boundary street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Ordinance No. 558, approved December 2, 1938, entitled "An Ordinance opening WILMOT STREET from Park View avenue to Boundary street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket," insofar as said Ordinance opened Wilmot street from a point 199.25 feet west of Boundary street to Boundary street, be and the same is hereby repealed, said portion of Wilmot street opening as repealed being more particularly bounded and described as follows, to wit:

Beginning on the northerly line of Wilmot street as opened by the above mentioned Ordinance, at a point 199.25 feet west of the westerly line of Boundary street, as laid out in the Linden Land Company Plan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book Volume 6, pages 164 to 166, inclusive; thence extending along the northerly line of Wilmot street as opened by the said Ordinance, North 83° 05' 40" East, 199.25 feet to the westerly line of Boundary street, as laid out in the said Linden Land Company Plan of Lots; thence along the said westerly line of Boundary street, South 4° 32' 10" West, 69.38 feet to the southerly line of Wilmot street as opened by the above mentioned Ordinance; thence along the southerly line of Wilmot street as opened by the said Ordinance, South 83° 05' 40" West, 185.49 feet to a point; thence North 6° 54' 20" West, 68.0 feet to the place of beginning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1939.

Approved June 17, 1939.

Ordinance Book 50, Page 108.

No. 339

AN ORDINANCE — Appropriating and setting aside the sum of \$65,000.00 from Bond Fund No. 136, Public Improvement Notes, for the construction of a nurses' home and physicians' building at the Leech Farm Tuberculosis Sanatorium.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of \$65,000.00 be and the same is hereby appropriated and set aside from Bond Fund No. 136, Public Improvement Notes, for the construction of a nurses' home and physicians' building at the Leech Farm Tuberculosis Sanatorium.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 19, 1939.

Approved June 21, 1939.

Ordinance Book 50, Page 109.

The line which reads:

"1968—Rising Water Main from Brilliant Pumping Station and the New Water Main on Second avenue, and South Side Water Lines.....

\$ 75,000.00 \$ 2,000.00 \$ 77,000.00"

shall be amended to read:

"1968—Rising Water Main from Brilliant Pumping Station and the New Water Main on Second avenue, and South Side Water Lines.....

\$ 90.00 \$ 2,000.00 \$ 2,090.00"

The totals which should read:

"\$145,000.00 \$22,000.00 \$167,000.00"

shall be amended to read:

"\$ 70,090.00 \$22,000.00 \$ 92,090.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 19, 1939.

Approved June 21, 1939.

Ordinance Book 50, Page 110.

No. 340

AN ORDINANCE—Amending Section 1 of Ordinance No. 248, approved May 19, 1939, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$167,000.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, and water systems of the City, in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program, from the proceeds to be derived from the sale of General Public Improvement Notes."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Section 1 of Ordinance No. 248, approved May 19, 1939, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$167,000.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, and water systems of the City, in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program, from the proceeds to be derived from the sale of General Public Improvement Notes,"*

No. 341

AN ORDINANCE—Creating and establishing two (2) temporary positions in the Department of Public Health, Division of Plumbing and House Drainage, required for extra work due to the housing, street, sewer and playground improvement program, for a period of seven (7) months, and fixing the rate of compensation thereof, and amending a portion of Section 26, Bureau of Inspection, Department of Public Health of Ordinance No. 618, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the following temporary positions in the Division of Plumbing and House Drainage, Department of Public Health, shall be and the same are hereby created and established for a period of seven (7) months at the compensation herein prescribed for extra work required, due to the housing, street, sewer and playground improvement program; and the Director of the Department of Public Health is hereby authorized to fill such temporary positions in the manner prescribed by law, said compensation to be charged to Code Account 1263, Salaries, Division of Plumbing and House Drainage:

Plumber Plan Examiner.....	
.....	\$250.00 per month
One Plumbing Inspector.....	
.....	\$215.83 per month

And that a portion of Section 26, Bureau of Inspection, Department of Public Health, of Ordinance No. 618, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939, which reads as follows:

Chief Inspector.....	
.....	\$2,500.00 per annum
shall be and the same is hereby amended to read:	
Chief Inspector.....	
.....	\$3,000.00 per annum

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and same is hereby repealed, so far as the same affects this Ordinance.

Passed June 19, 1939.

Approved June 21, 1939.

Ordinance Book 50, Page 110.

No. 342

AN ORDINANCE—Supplementing Section 9, Department of Law, of Ordinance No. 618, which became a law January 9, 1939, entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Section 9, Department of Law, of Ordinance No. 618, which became a law January 9, 1939, entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," be and is hereby supplemented by adding the following:

Special Ass't. City Solicitor, in charge of Workmen's Compensation	\$5,000.00 per annum
Workmen's Compensation Statistician.....	\$3,000.00 per annum

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 19, 1939.

Approved June 21, 1939.

Ordinance Book 50, Page 111.

No. 343

AN ORDINANCE—Authorizing the issuance of warrants in favor of S. C. Hamilton for \$1,323.68; Reliable Printing Co., for \$48.10; City Blue Print

Co., for \$1.96; Tydings Company, for \$3.60; Monarch Oil Co., for \$1.00; B. K. Elliott Co., for \$3.19, in payment for services rendered and supplies furnished for the benefit of the city, without previous authority of law.

WHEREAS, S. C. Hamilton furnished additional repairs to motorcycles, as the amount reserved in the contract for such services for the year 1938, was not sufficient to meet the requirements, and

WHEREAS, after the order had been issued to the Reliable Printing Co., for printing various programs and invitations for the Police School Graduation exercises, the program was enlarged, thereby increasing the amount of the original order by \$48.10, which remains unpaid, and

WHEREAS, it was necessary for the Bureau of Police to purchase various supplies and materials from time to time, without delay, the following named firms furnished the same:—City Blue Print Co., Tydings Company, Monarch Oil Co., B. K. Elliott Co., and

WHEREAS, Under the provisions of the Act of May 23, 1874, known as "The Wallace Act," the City of Pittsburgh is authorized to direct the payment of any claim against the City, without previous authority of law, where the City has received the benefit of the same, NOW, THEREFORE,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized to issue and the City Controller to countersign warrants in favor of the following named firms, chargeable to Code Accounts as specified, all in the Department of Public Safety:*

S. C. Hamilton—\$1,323.68, Code Acct. 1416, Garage and Repair Shop.
Reliable Printing Co.—\$48.10, Code Acct. 1449-C, Supplies Bureau Police.
City Blue Print Co.—\$1.96, Code Acct. 1449-C, Supplies Bureau Police.
Tydings Co.—\$3.60, Code Acct. 1449-C, Supplies Bureau Police.
Monarch Oil Co.—\$1.00, Code Acct. 1449-C, Supplies Bureau Police.
B. K. Elliott Co.—\$3.19, Code Acct. 1449-C, Supplies Bureau Police.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 19, 1939.

Approved June 21, 1939.

Ordinance Book 50, Page 112.

No. 344

AN ORDINANCE — Exonerating fifty per cent. (50%) of the cost of grading, paving and sewerage in the Marshall Manor Plan No. 1, located in the 27th Ward, City of Pittsburgh, assessed against the lots owned by Ben H. Harvey, and his successors in title.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the City Solicitor is hereby authorized and directed to accept fifty per cent. (50%) of the amount due as payment in full for charges for grading and paving streets in front of lots in the Marshall Manor Plan No. 1, located in the 27th Ward of the City of Pittsburgh, owned by Ben H. Harvey, and his successors in title. The said grading and paving having been adjudicated at No. 3063 October Term, 1938, in the Court of Common Pleas of Allegheny County, Pa., and also, to accept fifty per cent. (50%) as full payment for all sewer liens or charges against the aforesaid lots.*

Provided, however, that at the time said exonerations are granted, the said Ben H. Harvey shall have constructed and completed buildings on said lots on which exonerations have been granted, and the provisions of this Ordinance shall not extend beyond September 1, 1940.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 19, 1939.

Approved June 21, 1939.

Ordinance Book 50, Page 112.

No. 345

AN ORDINANCE—Repealing Ordinance

No. 369, approved April 3, 1890, entitled: "An Ordinance authorizing the opening of Reynolds street, from Braddock street to Dunfermline street," recorded in Ordinance Book, Vol. 7, Page 380.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Ordinance No. 369, approved April 3, 1890, entitled: "An Ordinance authorizing the opening of Reynolds street, from Braddock street to Dunfermline street," recorded in Ordinance Book, Vol. 7, Page 380, be and the same is hereby repealed.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 19, 1939.

Approved June 21, 1939.

Ordinance Book 50, Page 113.

No. 346

AN ORDINANCE—Vacating REM WAY, from The Boulevard to Alcove way.

WHEREAS It appears by the petition and affidavit on file in the Office of the City Clerk that the owners of all the property fronting or abutting on the lines of REM WAY, from The Boulevard to Alcove way, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; NOW, THEREFORE,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That REM WAY (formerly Reserve Way) from The Boulevard to Alcove way (formerly Alma way), as laid out in the Birmingham Land Improvement Company's South View Place Plan of Lots, of record in the Office of the Recorder of Deeds of Allegheny County in Plan Book Volume 10, pages 102 and 103, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 19, 1939.

Approved June 21, 1939.

Ordinance Book 50, Page 113.

No. 347

AN ORDINANCE—Fixing and refixing the width and position of the roadway and sidewalks on WELSH WAY, from a point 137.33 feet west of the southerly line of Brosville street to the southerly terminus thereof, at a point 831.86 feet southwest of the southerly line of Brosville street; providing for slopes, parking, retaining walls and steps, and establishing and re-establishing the grade thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the roadway and sidewalks on WELSH WAY, from a point 137.33 feet west of the southerly line of Brosville street to the southerly terminus thereof, at a point 831.86 feet southwest of the southerly line of Brosville street, be and the same are hereby fixed and refixed as follows, to wit:*

The following described center line of roadway shall be used as a reference line for the purpose of this ordinance:

Beginning at a point of curve on the center line of Welsh way at a point 137.33 feet west of the southerly line of Brosville street, as measured along the southerly line of Welsh way, said place of beginning to be known as Station 0+0.0; thence extending westwardly by the arc of a circle deflecting to the left with a radius of 94.92 feet and a central angle of 33 40' 30" for an arc distance of 55.79 feet to a point of tangent at Station 0+55.79; thence westwardly by the tangent coinciding with the center line of Welsh way to a point of curve at Station 1+26.14; thence southwestwardly by the arc of a circle deflecting to the left, with a radius of 79.13 feet and a central angle of 54° 0'

to a point of tangent at Station 2+00.72; thence southwardly by the tangent, parallel to and 11.25 feet east of the westerly line of Welsh way, to a point of curve at Station 7+41.49; thence southwardly by the arc of a circle deflecting to the right with a radius of 278.52 feet and a central angle of 17° 27' 55" to the southerly terminus at Station 8+26.39.

The roadway from Station 0+0.0 on the above described reference line to Station 0+62.40 thereon shall have a variable width ranging from 18.0 feet at the former to 22.0 feet at the latter mentioned point; thence to Station 1+22.71 shall have a uniform width of 22.0 feet; thence to Station 2+07.10 shall have a variable width ranging from 22.0 feet at the former to 19.0 feet at the latter mentioned point; thence to Station 8+26.39 at the southerly terminus shall have a uniform width of 19.0 feet. The center line of the roadway shall coincide with the above described reference line throughout.

The southerly and easterly sidewalk from Station 0+0.0 to Station 3+12.10 shall have a variable width lying between the above described roadway and the southerly and easterly street line; thence to Station 7+32.22 a berm shall be constructed having a width of 1.25 feet and lying between the above described roadway and the easterly street line.

The northerly and westerly sidewalk from Station 0+0.0 to Station 1+27.24 shall have a uniform width of 6.0 feet lying along and contiguous to the above described roadway; thence to Station 1+88.32 shall have a variable width ranging from 6.0 feet to 1.75 feet, lying along and contiguous to the above described roadway; thence to Station 7+41.49 a berm shall be constructed having a width of 1.75 feet lying between the above described roadway and the westerly street line.

The remaining portions of the street lying without the lines of the roadway, sidewalks and berms as above described, shall be used for slopes, parking, retaining walls and steps.

Section 2. The grade of the center line of the roadway shall be and the same is hereby established and re-established as follows, to wit:

Beginning at a point of curve at Station 0+0.0 at an elevation of 805.32

feet; thence by a concave parabolic curve to a point of tangent at Station 1+60, to an elevation of 815.66 feet; thence rising at the rate of 19.93% to a point at Station 4+37.66, to an elevation of 871.0 feet; thence rising at the rate of 20.75% to a point of curve at Station 6+12.66 to an elevation of 907.31 feet; thence by a convex parabolic curve to a point of tangent at Station 6+92.66, to an elevation of 922.29 feet; thence rising at the rate of 16.70% to a point of curve at Station 7+44.12, to an elevation of 930.88 feet; thence by a convex parabolic curve to a point of tangent at Station 8+04.12, to an elevation of 938.89 feet; thence rising at the rate of 10.0% to the southerly terminus at Station 8+26.39, to an elevation of 941.12 feet.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 19, 1939.

Approved June 21, 1939.

Ordinance Book 50, Page 114.

No. 348

AN ORDINANCE—Authorizing and directing the issuance and sale of Funding Bonds of the City of Pittsburgh in the aggregate principal amount of One Million Dollars (\$1,000,000) for the purpose of funding the existing unfunded indebtedness of the City consisting of contractors claims, claims for damages arising from the opening, widening and improving of streets, construction of sewers and other floating indebtedness including claims of the former Borough of Overbrook; and levying taxes, to provide funds for the redemption of said bonds at maturity and the payment of the interest and State tax thereon.

WHEREAS, the City Controller has submitted to Council a detailed statement under date of June 6th, 1939, of the floating indebtedness of the City, including the claims of the former Borough of Overbrook, in the amount of One Million Dollars (\$1,000,000) over and above the funds on hand available for the liquidation thereof.

WHEREAS, it is desirable to issue bonds for the purpose of funding this indebtedness;

NOW, THEREFORE,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* That Bonds of the City of Pittsburgh be issued in the aggregate principal amount of One Million Dollars (\$1,000,000) for the purpose of funding the existing unfunded indebtedness of the City consisting of contractors' claims, claims for damages arising from opening, widening and improving streets, construction of sewers and other floating indebtedness, including claims of the former Borough of Overbrook.

Section 2. Said bonds shall be issued in denominations of One Thousand Dollars (\$1.00) each; shall be dated as of the first day of August, 1939, and shall be payable in twenty equal annual installments of Fifty Thousand Dollars (\$50,000) each, one of which shall mature on the first day of August in each of the years 1940 to 1959, inclusive. Said Bonds shall bear interest at the rate of not less than one-half ($\frac{1}{2}\%$) per centum per annum and not exceeding four (4%) per centum per annum, to be determined by the acceptance of the bids submitted in accordance with published advertisements, as hereinafter provided, payable semi-annually on the first day of August and February in each year during the term thereof, without deduction for any taxes which may be levied on said bonds or on the debt secured thereby by the Commonwealth of Pennsylvania, pursuant to any present or future law (except succession, estate, inheritance and gift taxes), the payment of which taxes is hereby assumed by the City of Pittsburgh. The principal of and interest on said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for registered bonds of the same maturity, by surrendering such coupon bond or bonds, with all coupons not yet due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the

same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42, Contingent Fund.

Registered bonds shall be registered with the City Treasurer and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller, and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any such officials, the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place.

Each of said bonds shall be known and designated as

FUNDING BONDS OF 1939.

Section 3. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, to the highest responsible bidder therefor after public notice by advertisement as may be required by law.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said bonded debt shall have been increased or incurred, namely, the year 1940, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and any tax thereon which by the terms of said bonds is assumed by the City, and also an annual tax commencing in said year equal to five (5%) per centum of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and retirement of said bonds as they become due and payable according to their terms, and the same is hereby appropriated out of the revenues of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance, and the Acts of Assembly authorizing the same shall be and become part of the funded debt of the City of Pittsburgh

and shall be entitled to all the rights, privileges and immunities thereof, shall be free from taxation, as aforesaid, and for the payment of the principal of the said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No. _____ \$ _____

UNITED STATES OF AMERICA
COMMONWEALTH OF PENNSYLVANIA
CITY OF PITTSBURGH
FUNDING BOND OF 1939

KNOW ALL MEN BY THESE PRESENTS, That the City of Pittsburgh, a municipal corporation, created by and existing under the laws of the Commonwealth of Pennsylvania is indebted to the bearer in the sum of One Thousand (\$1,000.00) Dollars lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of August, A.D. 19____, with interest thereon from the date hereof at the rate of _____ (---%) per centum, payable semi-annually to the bearer of the annexed coupons at the time and place therein specified, without deduction for any taxes which may be levied hereon or on the debt secured hereby, by the Commonwealth of Pennsylvania, pursuant to any present or future law (except succession, estate, inheritance and gift taxes), the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby irrevocably pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and denomination by surrendering the said coupon bond or bonds, with all coupons not then due, at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to One Million (\$1,000,000.00) Dollars, issued by

the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of the following Acts of the General Assembly of the Commonwealth of Pennsylvania, viz: The Act of April 20, 1874, P. L. 65, the Act of May 1, 1873, P. L. 87, and the Act of March 7, 1901, P. L. 20, and the various supplements and amendments to each of said Acts, and also in pursuance of an ordinance of the City of Pittsburgh, duly enacted by the Council thereof on _____ 19____, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and state tax hereon, and also the principal hereof at maturity; and that the total amount of the indebtedness of the City of Pittsburgh, created without the consent of the electors thereof, including the entire issue of the above-mentioned bonds, of which this is one, is less than two (2%) per centum of the last preceding assessed valuation of the taxable property therein; and the entire indebtedness of the City of Pittsburgh including the entire issue of the above mentioned bonds, of which this is one, is less than seven (7%) per centum of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of August 1939.

[Seal of the City of Pittsburgh]
CITY OF PITTSBURGH

By _____,

Mayor.

Countersigned:

City Controller,
(Form of Coupon)

On the first day of _____ 19____, the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasurer of said City _____ (\$_____) Dollars lawful money of the United States of America, for six months' interest on its

FUNDING BOND OF 1939

Dated as of _____, 1939,
numbered, _____

City Controller.

The registered bonds issued in pursu-
ance of this ordinance shall be sub-
stantially in the following form:

No. _____ \$ _____

UNITED STATES OF AMERICA
COMMONWEALTH OF PENNSYLVANIA
CITY OF PITTSBURGH
FUNDING BOND OF 1939

KNOW ALL MEN BY THESE PRES-
ENTS, That the City of Pittsburgh, a
municipal corporation, created by and
existing under the laws of the Common-
wealth of Pennsylvania is indebted to
_____ in the sum of _____
(\$ _____) Dollars lawful
money of the United States of America
which sum the said City of Pittsburgh
promises to pay to the said _____,
legal
representatives or assigns, at the office of
the City Treasurer of said City on the
first day of August, A.D. 19____, with
interest thereon at the rate of _____
(____%) per centum per annum, payable
at the same place on the first days of
_____ and _____ of each
year, without deduction for any taxes
which may be levied hereon or on the
debt secured hereby by the Common-
wealth of Pennsylvania, pursuant to any
present or future law (except succession,
estate, inheritance and gift taxes), the
payment of which is hereby assumed
by the City of Pittsburgh. And for the
true and faithful payment of the prin-
cipal of this bond and the semi-annual
interest thereon, as aforesaid, the faith,
honor, credit and property of the said
City of Pittsburgh are hereby irrevocably
pledged. This bond is transferable only
on the books of the City Treasurer.
This bond is one of a series of bonds
amounting in the aggregate to One Mil-
lion (\$1,000,000.00) Dollars, issued by
the City of Pittsburgh for valid munic-
ipal purposes by virtue and in pursuance
of the following Acts of the General As-
sembly of the Commonwealth of Penn-
sylvania, viz: The act of April 20, 1874,
P. L. 65, the Act of May 1, 1873, P. L.
87, the Act of March 7, 1901, P. L. 20,
and the various supplements and
amendments to each of said Acts, and
also in pursuance of an ordinance of
the City of Pittsburgh, duly enacted by

the Council thereof and approved by
the Mayor thereof on _____
193____, and duly recorded and published
in the manner required by law.

It is hereby certified and recited that
every requirement of law affecting the
issue hereof has been duly complied
with; that provision has been made for
the collection of an annual tax suffi-
cient to pay the interest and state tax
hereon, and also the principal hereof at
maturity; and that the total amount of
the indebtedness of the City of Pitts-
burgh, created without the consent of
the electors thereof, including the en-
tire issue of the above-mentioned bonds,
of which this is one, is less than two
(2%) per centum of the last preceding
assessed valuation of the taxable prop-
erty therein; and the entire indebted-
ness of the City of Pittsburgh including
the entire issue of the above mentioned
bonds, of which this is one, is less than
seven (7%) per centum of the last pre-
ceding assessed valuation of the taxable
property therein; and that this bond
and the debt created thereby are with-
in every debt and other limit prescribed
by the Constitution and laws of the
Commonwealth of Pennsylvania.

Given under the corporate seal of the
City of Pittsburgh, signed by the Mayor
thereof and countersigned by the City
Controller, as of the first day of
_____, 1939.

[Seal of the City of Pittsburgh]

CITY OF PITTSBURGH

By _____

Mayor.

Countersigned:

City Controller.

Registered this _____ day of
A. D. 19____, at the office of the City
Treasurer of the City of Pittsburgh.

Registrar.

Section 7. Pending the execution and
delivery of the permanent bonds to be
issued under this ordinance, the Mayor
and the City Controller are authorized
to have prepared, and to execute and
deliver to the purchaser of the bonds
hereby authorized, one or more tem-
porary typewritten or printed bonds
for the aggregate principal amount of
the bonds authorized by this ordinance,
which temporary bonds shall be in
such denomination and amount as the
Mayor and the Controller may de-

termine, and shall be substantially of the tenor of the registered bonds to be issued hereunder, with such appropriate omissions, insertions and variations as may be required. Each of said temporary bonds shall bear on its face the words.

TEMPORARY FUNDING BOND OF 1939. and such temporary bonds shall be exchangeable at the office of the City Controller for a like principal amount of permanent bonds, when such permanent bonds are ready for delivery.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 19, 1939.

Approved June 21, 1939.

Ordinance Book 50, Page 115.

No. 349

AN ORDINANCE—Fixing and refixing the width and position of the sidewalks and roadways of **WATER STREET**, from a point 105.76 feet west of West street to Grant street, and establishing and re-establishing the grade thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the sidewalks and roadways of **WATER STREET**, from a point 105.76 feet west of West street to Grant street, be and the same are hereby fixed and refixed as follows, to wit:

The following described northerly 12-foot curb line shall be used as a reference line for the purpose of this Ordinance:

Beginning on the northerly 12-foot curb line at a point 105.76 feet west of the angle in the said northerly 12-foot curb line at West street, said point of beginning to be known as Station 12+74.17; thence eastwardly, parallel to and 12.0 feet south of the northerly street line to the above mentioned angle point at West street at Station 13+79.93; thence eastwardly, parallel to and 12.0 feet south of the northerly

street line to the westerly 12-foot curb line of Grant street, at Station 41+94.54.

The northerly sidewalk shall remain as at present, having a uniform width of 12.0 feet, and lying between the above described northerly 12-foot curb line and the northerly street line.

The southerly curb line shall begin at a point perpendicularly opposite and 44.0 feet south of Station 12+74.17 on the above described northerly 12-foot curb line; thence shall extend eastwardly, parallel to and 44.0 feet south of the above described northerly 12-foot curb line to a point of curve at Station 13+65.86; thence eastwardly by the arc of a circle deflecting to the right with a radius of 258.0 feet, and a central angle of 27° 30' for an arc distance of 123.83 feet to a point of reverse curve; thence eastwardly by the arc of a circle deflecting to the left with a radius of 242.00 feet and a central angle of 35° 00', for an arc distance of 147.83 feet, to a point of tangent, said point of tangent being perpendicularly opposite and 130.0 feet south of Station 16+13.35, on the above described northerly 12-foot curb line; thence eastwardly, parallel to and 130.0 feet south of the above described northerly 12-foot curb line, to a point of curve at Station 35+70.30; thence eastwardly and southwardly by the arc of a circle deflecting to the right, with a radius of 60.0 feet and a central angle of 90° 52' 30", for an arc distance of 95.16 feet to a point of tangent on the westerly curb line of Smithfield street. From Smithfield street to Grant street, the southerly curb line shall be parallel to and 35.0 feet south of the above described northerly 12-foot curb line.

The southerly sidewalk from West street to Smithfield street shall have a uniform width of 8.0 feet, lying south of and contiguous to the above described southerly curb line.

The roadway from Station 12+74.17 to Station 13+65.86, shall have a uniform width of 44.0 feet, lying between the above described northerly 12-foot curb line and the above described southerly curb line thence to a point at about Station 14+50.0 where the above described southerly curb line intersects a line parallel to and 73.33 feet south of the above described northerly 12-foot curb line, shall have a

variable width lying between the above described curb lines; thence to Station 16+38.0 shall have a uniform width of 73.33 feet, lying south of and contiguous to the above described northerly 12-foot curb line.

The west-bound roadway from Station 16+38.0 to Smithfield street shall have a uniform width of 30.0 feet, lying south of and contiguous to the above described northerly 12-foot curb line.

The east-bound roadway from about Station 14+50.0 to Wood street shall have a general width of 30.0 feet, lying north of and contiguous to the above described southerly curb line; thence to Smithfield street shall have a general width of 32.0 feet lying north of and contiguous to the above described southerly curb line.

A connection between the above described west-bound and east-bound roadways shall be made at Ferry street, Market street, Wood street and Smithfield street.

From Smithfield street to Grant street, the surface roadway shall have a uniform width of 35.0 feet, lying between the above described curb lines.

The roadway of the underpass from Station 16+38.0 to a point of curve at Station 37+83.29, shall have a uniform width of 40.0 feet, the northerly curb line of which shall be parallel to and 33.33 feet south of the above described northerly 12-foot curb line; from the point of curve at Station 37+83.29 the northerly curb line of the underpass shall extend eastwardly by the arc of a circle deflecting to the right with a radius of 440.0 feet, and a central angle of $15^{\circ} 27' 20''$ for an arc distance of 118.69 feet to a point of tangent; thence by the tangent, 173.63 feet to a point of curve; thence eastwardly and northwardly by the arc of a circle deflecting to the left with a radius of 100.0 feet, and a central angle of $84^{\circ} 26' 20''$, for an arc distance of 147.37 feet to an intersection of the southerly curb line of the above described roadway from Smithfield street to Grant street, at Station 41+87.90 from the point of curve on the northerly curb line of the underpass as above described, at Station 37+83.29 to a point of curve on the same, 292.32 feet eastwardly therefrom, the roadway of the underpass shall have a uniform

width of 40.0 feet, lying south of and contiguous to the above described northerly curb line thereof; thence to Grant street shall have a variable width ranging from 40.0 feet to 50.0 feet, lying south of and contiguous to the above described northerly curb line thereof.

The roadway of the ramp from Ferry street to Wood street shall have a uniform width of 20.0 feet, the northerly curb line of which shall be parallel to and 76.67 feet south of the above described northerly 12-foot curb line. The roadway of the ramp from Wood street to Smithfield street shall have a uniform width of 18.0 feet, the northerly curb line of which shall be parallel to and 76.67 feet south of the above described northerly 12-foot curb line.

Section 2. The grades of the roadways as above described shall be and the same are hereby established and re-established as follows, to wit:

WEST-BOUND ROADWAY

The grade of the northerly curb line of the west-bound roadway shall begin at a point of curve 365.63 feet west of the westerly 12-foot curb line of Wood street, at Station 27+25.0, at an elevation of 736.68 feet (curb as set); thence by a concave parabolic curve to a point of tangent at Station 28+25.0, to an elevation of 735.31 feet; thence shall fall at the rate of 0.494% to the westerly 12-foot curb line of Wood street, at Station 30+90.63, to an elevation of 734.0 feet; thence level to the easterly 12-foot curb line of Wood street, at Station 31+26.63; thence shall rise at the rate of 0.50% to a point of curve at Station 33+25.0, to an elevation of 734.99 feet; thence by a concave parabolic curve to a point of tangent at Station 34+25.0, to elevation of 736.77 feet (curb as set). The grade of the northerly curb line east and west of the above terminal points shall conform substantially to the present grade thereof.

EAST-BOUND ROADWAY

The grade of the southerly curb line of the east-bound roadway shall begin at Station 12+74.17 at an elevation of 725.31 feet; thence by a concave parabolic curve for a distance of 100.0 feet to a point of tangent, to an elevation of 726.78 feet; thence shall rise at the

rate of 2.54% for a distance of 125.0 feet to a point of curve, to an elevation of 729.96 feet; thence by a concave parabolic curve for a distance of 100.0 feet to a point of reverse curve, to an elevation of 733.35 feet; thence by a convex parabolic curve for a distance of 100.0 feet to a point of tangent at Station 16+75.0, to an elevation of 735.31 feet; thence shall fall at the rate of 0.32% to a point of curve at Station 18+08.0 to an elevation of 734.88 feet; thence by a concave parabolic curve to a point of tangent at Station 19+08.0, to an elevation of 735.31 feet; thence shall rise at the rate of 1.18% to a point of curve at Station 20+75.0, to an elevation of 737.28 feet; thence by a convex parabolic curve to a point of tangent at Station 21+25.0, to an elevation of 737.74 feet; thence shall rise at the rate of 0.65% to a point of curve at Station 21+75.0, to an elevation of 738.07 feet; thence by a concave parabolic curve to a point of tangent at Station 22+25.0, to an elevation of 738.59 feet; thence shall rise at the rate of 1.424% to a point of curve at Station 23+ 50.0, to an elevation of 740.37 feet; thence by a convex parabolic curve to a point of tangent at Station 24+0.0 to an elevation of 740.88 feet; thence shall rise at the rate of 0.63% to a point of curve at Station 25+0.0, to an elevation of 741.51 feet; thence by a convex parabolic curve to a point of tangent at Station 26+20.0, to an elevation of 740.55 feet; thence shall fall at the rate of 2.236% to a point of curve at Station 26+75.0, to an elevation of 739.32 feet; thence by a concave parabolic curve to a point of tangent, at Station 28+75.0, to an elevation of 736.58 feet; thence shall fall at the rate of 0.50% to a point of curve at Station 30+57.0, to an elevation of 735.67 feet; thence by a concave parabolic curve to a point of tangent at Station 31+57.0, to an elevation of 735.67 feet; thence shall rise at the rate of 0.50% to a point of curve at Station 32+0.0, to an elevation of 735.89 feet; thence by a concave parabolic curve to a point of tangent at Station 35+50.0 to an elevation of 745.16 feet; thence shall rise at the rate of 4.80% for a distance of 60.0 feet to a point of curve, to an elevation of 748.04 feet; thence by a convex parabolic curve for a distance of 50.0 feet, to a point of

tangent, to an elevation of 750.01 feet; thence shall rise at the rate of 3.08% for a distance of 5.46 feet, to a point of horizontal tangent on the westerly curb line of Smithfield street, to an elevation of 750.18 feet (curb as set).

UNDERPASS

The grade of the northerly curb line of the underpass shall begin at Station 16+38.0, at an elevation of 731.12 feet; thence shall fall by a convex parabolic curve having an apex elevation of 732.30 feet, to a point of tangent at Station 18+38.0, to an elevation of 726.84 feet; thence shall fall at the rate of 5.463% to a point of curve at Station 19+50.0, to an elevation of 720.72 feet; thence by a concave parabolic curve to a point of tangent at Station 21+0.0, to an elevation of 717.06 feet; thence shall rise at the rate of 0.58% to a point of curve at Station 25+0.0, to an elevation of 719.37 feet; thence by a convex parabolic curve to a point of tangent at Station 27+0.0, to an elevation of 718.95 feet; thence shall fall at the rate of 1.0% to a point of curve at Station 30+50.0, to an elevation of 715.45 feet; thence by a concave parabolic curve to a point of tangent at Station 32+50.0, to an elevation of 715.69 feet; thence shall rise at the rate of 1.24% to a point of curve at Station 36+0.0, to an elevation of 720.03 feet; thence by a concave parabolic curve to a point of tangent at Station 38+0.0, to an elevation of 726.75 feet; thence shall rise at the rate of 5.484% for a distance of 325.0 feet to a point of curve, to an elevation of 744.58 feet; thence by a convex parabolic curve for a distance of 97.98 feet, to the southerly curb line of the above described roadway, from Smithfield street to Grant street at Station 41+87.90, to an elevation of 746.82 feet.

RAMP ROADWAYS

The grade of the northerly curb line of the ramp roadway, from Ferry street to Wood street, shall begin at Station 22+13.0, at an elevation of 737.87 feet; thence shall rise at the rate of 1.36% to a point of curve at Station 22+18.02, to an elevation of 737.94 feet; thence by a convex parabolic curve to a point of tangent at Station 23+18.02, to an elevation of 735.12 feet; thence shall fall at the rate of 7.0% to a point of curve at Station 25+50.0, to an eleva-

tion of 718.88 feet; thence by a concave parabolic curve to a point of reverse curve at Station 26+0.0, to an elevation of 717.56 feet; thence by a convex parabolic curve to a point of reverse curve at Station 26+50.0, to an elevation of 717.53 feet; thence by a concave parabolic curve to a point of tangent at Station 27+0.0, to an elevation of 718.64 feet; thence shall rise at the rate of 6.30% to a point of curve at Station 29+18.77, to an elevation of 732.43 feet; thence by a convex parabolic curve to a point of tangent at Station 30+18.77, to an elevation of 735.33 feet; thence shall fall at the rate of 0.50% to a point at Station 30+28.70, to an elevation of 735.28 feet.

The grade of the northerly curb line of the ramp roadway from Wood street to Smithfield street shall begin at Station 31+92.0, at an elevation of 735.30 feet; thence shall rise at the rate of 0.50% to a point of curve at Station 31+97.99 to an elevation of 735.33 feet; thence by a convex parabolic curve to a point of tangent at Station 32+97.99, to an elevation of 732.66 feet; thence shall fall at the rate of 5.84% to a point of curve at Station 35+14.0, to an elevation of 720.05 feet; thence by a concave parabolic curve to a point of tangent at Station 35+64.0, to an elevation of 718.99 feet; thence shall rise at the rate of 1.59%, to a point at Station 36+25.0, to an elevation of 719.96 feet.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 27, 1939.

Approved July 1, 1939.

Ordinance Book 50, Page 119.

No. 350

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to enter into an Agreement with Mt. Washington Street Railway Com-

pany and W. D. George, Thomas M. Benner and Thomas Fitzgerald, Trustees for Pittsburgh Railways Company, for the purpose of obtaining the right to grade, pave and improve the land within the right-of-way of Mt. Washington Street Railway Company within the limits of Broadway, between Neeld avenue and Fallowfield avenue, Nineteenth Ward, and providing for the reconstruction and maintenance of tracks and facilities of the Railway Company, the construction of loading platforms, the expense of such improvement, the continuance of franchise rights and the protection of the Railway Company during construction.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed, for and in behalf of the City of Pittsburgh, to enter into an Agreement with Mt. Washington Street Railway Company and W. D. George, Thomas M. Benner and Thomas Fitzgerald, Trustees for Pittsburgh Railways Company, for the purpose of obtaining the right to grade, pave and improve the land within the right-of-way of Mt. Washington Street Railway Company within the limits of Broadway, between Neeld avenue and Fallowfield avenue, Nineteenth Ward, and providing for the reconstruction and maintenance of tracks and facilities of the Railway Company, the construction of loading platforms, the expense of such improvement, the continuance of franchise rights and the protection of the Railway Company during construction, in the following form, to-wit:*

AGREEMENT

MADE and entered into this..... day of 193..... by and between MT. WASHINGTON STREET RAILWAY COMPANY, a corporation organized and existing under the laws of the Commonwealth of Pennsylvania and W. D. GEORGE, THOMAS M. BENNER and THOMAS FITZGERALD, TRUSTEES FOR PITTSBURGH RAILWAYS COMPANY, DEBTOR under Section 77B of the Bankruptcy Act, hereinafter called "Railway Companies," parties of the first part

A N D

CITY OF PITTSBURGH, a municipal corporation of the Commonwealth of Pennsylvania, hereinafter sometimes referred to as the "City," party of the second part.

W I T N E S S E T H :

WHEREAS, the Mt. Washington Street Railway Company owns a double track electric street railway line and owns a perpetual right of way or easement for the construction, operation, maintenance and renewal of an electric railway over the land upon which the same is constructed and situate within the limits of Broadway from Neeld avenue to Fallowfield avenue in the Nineteenth (19th) Ward of the City of Pittsburgh; and W. D. George, Thomas M. Benner and Thomas Fitzgerald, as Trustees of the Pittsburgh Railways Company, Debtor, under Section 77B of the Bankruptcy Act, are in possession of and operating said electric street railway line pursuant to an order of the Court of the United States District Court for the Western District of Pennsylvania dated June 14, 1938; and,

WHEREAS, the City desires to widen and otherwise improve said Broadway between Neeld avenue and Fallowfield avenue and for this purpose desires to obtain the consent of the Railway Companies to the aforesaid improvement of the land within the said right of way or easement and has requested the Railway Companies to grant their consent for said purpose; and,

WHEREAS, the Railway Companies are willing to comply with the desires of the City in said respect upon the terms and conditions hereinafter set forth;

NOW, THEREFORE, THE PARTIES HERETO, IN CONSIDERATION OF THE MUTUAL COVENANTS AND CONDITIONS HEREINAFTER SET FORTH, DO HEREBY AGREE AS FOLLOWS:

I. The Railway Companies, for themselves, their successors and assigns, severally, covenant and agree to consent and they do hereby consent to the City's opening a public street upon and grading, paving and otherwise improving the land within that certain easement or right of way over a strip of land in the Nineteenth (19th) Ward of the City of Pittsburgh, County of

Allegheny and Commonwealth of Pennsylvania of a uniform width of thirty (30) feet at grade of the road bed of the Railway Companies, together with such additional widths as shall be necessary for the slopes of the cuts and fills in connection with the construction and maintenance of the road bed of the Mt. Washington Street Railway Company, all of such land being within the limits of Broadway between Neeld avenue and Fallowfield avenue as now located in the Nineteenth (19th) Ward of the City of Pittsburgh, reserving however to the Railway Companies, their successors and assigns, the exclusive and perpetual right to construct, maintain and operate upon said Broadway a double track electric street railway line, together with all the necessary appurtenances for the transportation of passengers.

II. The Railway Companies also covenant and agree with the City as follows:

(a) To reconstruct their tracks, pole and overhead structures and appurtenances upon the widened and improved street in conformity with the plan designated as Exhibit "A," Accession No. JA-330, now on file in the Bureau of Engineering of the Department of Public Works of the City of Pittsburgh, after said plan shall have been verified, identified and approved by the signatures of the Director of the Department of Public Works of the City, by the Vice-President of the Mt. Washington Street Railway Company and by Thomas Fitzgerald, one of the Trustees for the Pittsburgh Railways Company, Debtor, and by reference said plan shall become a part of this agreement.

(b) To do and perform all of the work which will be necessary to reconstruct their tracks, overhead structures and appurtenances for their street railway, including the furnishing of all materials therefor, excluding, however, grading, broken stone treatment of the base, surface paving, paving base and concrete for the support of the tracks; said work to be done in conformity with the said plan Exhibit "A" and subject to the approval of the Director of the Department of Public Works of the City.

(c) To maintain and keep in good

order and repair at their own cost and expense the said new tracks, overhead structures and appurtenances, and the pavement area included between the outside rails of said tracks and a distance of eighteen (18) inches beyond each outside rail, except as provided hereinafter with respect to the Mt. Washington Street Railway Company. It is expressly understood and agreed that said paving obligation shall be subject to modification in the event that at a later date a general modification of all street railway paving obligations is arrived at with the said City.

(d) To construct at the sole expense of the City such loading platforms or zones at such locations as may be agreed upon by the said Railway Companies and the City.

III. The City covenants and agrees with the Railway Companies as follows:

(a) To enact all necessary legislation that may be required to widen and otherwise improve said Broadway between Neeld avenue and Fallowfield avenue and to indemnify, protect and save harmless the Railway Companies, their successors and assigns from and against all and any costs and damages growing out of or attributable in any way thereto.

(b) To improve, widen and pave said Broadway as above stated in conformity with said plan Exhibit "A", and to permit in connection therewith said Railway Companies to construct and locate thereon new street railway tracks, overhead structures, poles and other necessary equipment in conformity with said plan Exhibit "A" and to reimburse said Railway Companies for the actual reasonable cost of the reconstruction of its tracks, overhead structures and appurtenances, and the construction of the aforesaid loading platforms or zones as hereinbefore described, less the sale or salvage value of all tracks, overhead structures and appurtenances that shall be removed in conjunction with the reconstruction of said track, overhead structures and appurtenances, providing, however, that the City shall be under no liability whatsoever for the payment of any sum in excess of Seventy-Eight Thousand One Hundred Twenty-five (\$78,125.00) Dollars, except that in

the event the City should desire to install ornamental poles in place of the standard tubular steel poles, said amount of Seventy-eight Thousand One Hundred Twenty-five (\$78,125.00) Dollars shall be increased by Eight Thousand and Five Hundred (\$8,500.00) Dollars. The aforesaid reimbursement shall be made by the City to the Railway Companies upon the submission of a bill therefor by the Railway Companies after the completion of the work to be performed by them. The City shall have the right to inspect the said work of construction and reconstruction as it progresses and to examine and audit the accounts of the Railway Companies covering the cost of the work to be paid by the City as aforesaid.

The actual cost to be paid by the City shall include all items of expense incurred by the Railway Companies, provided the same are reasonable and necessary and shall include such things as siding track or other temporary track and overhead construction and material handling charges, and shall further include an allowance of four and eight-tenths (4.8%) percent for engineering, general superintendence, use of small tools and overhead, limited, however, as aforesaid.

(c) To provide the necessary lighting fixtures for the aforementioned loading platform or zones and to supply the electric current therefor.

(d) To enact a new franchise ordinance upon request giving the Mt. Washington Street Railway Company a perpetual franchise over said Broadway between Neeld and Fallowfield avenues, said franchise to be in accordance with the terms and conditions of this agreement insofar as they are applicable.

(e) To perform its part of the work as provided for in this agreement in such a manner so as to permit the operation of the cars of the Railway Companies over said Broadway in a manner satisfactory to the parties hereto.

(f) To indemnify, protect and save harmless the Railway Companies, their successors and assigns, from and against all and any costs and damages growing out of or in any way attributable to the performance of the construction work in conformity with the terms of this agreement.

IV. It is expressly understood and agreed that neither the Mt. Washington Street Railway Company nor the purchaser or purchasers of the street railway line to be reconstructed under the terms hereof in connection with the foreclosure of the mortgage of the Mt. Washington Street Railway Company, dated April 1, 1903, to The Pennsylvania Company for Insurances on Lives and Granting Annuities of the City of Philadelphia, (now The Pennsylvania Company for Insurances on Lives and Granting Annuities) Trustees, or any mortgage given in renewal or substitution of or supplement to the same, shall in any event or at any time be in any way liable or responsible for the maintenance, repair or renewal of the paving between the tracks to be reconstructed under the terms hereof and eighteen (18) inches on either side thereof, provided however, that if said Railway Company or its purchasers, repair or reconstruct said track and such repair or reconstruction work is not performed in conjunction with the paving or repaving of said Broadway by the City, said railway company or said purchaser or purchasers as the case may be shall replace and restore to the same condition as existing immediately prior to the commencement of such repair or reconstruction work, any and all paving disturbed in the performance of such repair or reconstruction work.

V. This agreement shall be binding upon the respective successors and assigns of the parties hereto but shall not become effective until approved by an appropriate order of the United States District Court for the Western District of Pennsylvania and by an order of the Pennsylvania Public Utility Commission.

The effective date of this agreement shall be thirty-one (31) days after the same has been filed with the Pennsylvania Public Utility Commission, providing that the aforesaid order of court has been obtained. In the event that no order of court is obtained prior to the expiration of said thirty-one (31) day period, then said agreement shall become effective upon the date said order of court is obtained.

The Mt. Washington Street Railway Company, in pursuance of a resolution duly adopted by its Board of Directors, does hereby constitute and appoint ----- to be its attorney for it and in its name and as and for its corporate act and deed to acknowledge this agreement before any person having authority by the laws of the Commonwealth of Pennsylvania to make such acknowledgment to the extent that the same be duly recorded.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be duly executed the day and year first above written.

MT. WASHINGTON STREET RAILWAY
COMPANY

By -----
President

Attest: -----
Secretary

----- (SEAL)

----- (SEAL)

----- (SEAL)

Trustees for Pittsburgh Railways
Company, Debtor

Secretary to the Mayor

Mayor

Director of the Department of Public
Works

Approved as to Form:

City Solicitor

Countersigned:

City Controller

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 27, 1939.

Approved July 1, 1939.

Ordinance Book 50, Page 123.

No. 351

AN ORDINANCE — Accepting the amended offer of the United States of America to aid by way of grant in financing the construction of retaining walls identified as "Docket No. Pa. 1599-F" and agreeing to the terms thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the amended offer of the United States of America to the City of Pittsburgh, State of Pennsylvania, to aid by way of grant in financing the construction of retaining walls identified as "Docket No. Pa. 1599-F," a copy of which reads as follows:

P. W. 89993-9
FEDERAL EMERGENCY ADMINISTRATION OF PUBLIC WORKS

Washington, D. C.
Dated June 10, 1939
Docket No. Pa. 1599-F

City of Pittsburgh,
Pittsburgh, Allegheny Co., Penna.

1. Subject to the Terms and Conditions (PWA Form No. 230, as amended to the date of this Offer), which are made a part hereof, the United States of America hereby offers to aid in financing the construction of retaining walls on Itin and Waldeck streets (herein called the "Project") by making a grant to the City of Pittsburgh (herein called the "Applicant") in the amount of 45 percent. of the cost of the Project upon completion, as determined by the Federal Emergency Administrator of Public Works (herein called the "Administrator"), but not to exceed, in any event, the sum of \$30,150."

UNITED STATES OF AMERICA
Federal Emergency Administrator
of Public Works

By E. M. Clark, (s)
for the Assistant Administrator
be and the same is hereby in all respects accepted.

Section 2. That the said City of Pittsburgh agrees to abide by all the terms and conditions of said offer, including the terms and conditions annexed thereto and made a part thereof.

Section 3. That the Mayor be and he is hereby authorized and directed forthwith to send to the Federal Emergency Administration of Public Works, three certified copies of this ordinance and such further documents or proofs in connection with the acceptance of said offer as may be requested by the Federal Emergency Administration of Public Works.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and same is hereby repealed, so far as the same affects this Ordinance. With particular reference to Ordinance No. 378 approved August 18, 1938.

Passed June 27, 1939.

Approved July 1, 1939.

Ordinance Book 50, Page 126.

No. 352

AN ORDINANCE—Authorizing payment of wages due Laborers for services weighing and inspecting garbage and rubbish during the period of January 1st to 8th, 1939, inclusive, from the Salary account.

WHEREAS, Laborers were authorized by Salary Ordinance No. 519, approved January 3, 1938, chargeable to and payable from Wages, Code Account No. 1518-1, and

WHEREAS, Appropriation Ordinance, No. 617, approved December 31, 1938, making appropriations to meet the expenses of the City for the fiscal year beginning January 1, 1939, contemplated the transfer to the Salary account of employees required for weighing and inspecting Garbage and Rubbish, and appropriated the necessary funds therefor in said account, and

WHEREAS, These Laborers were continued in service during the period of January 1st to 8th, 1939, inclusive, pending the enactment of the new Salary Ordinance, No. 618, which became effective January 9, 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in favor of the following named persons

in payment of services rendered as Laborers during the period of January 1st to 8th, 1939, inclusive, in the respective amounts set opposite their names, and to charge same to Salaries, Code Account No. 1518.

Frank Kindsvater—4 days at \$5.00--\$20.00
 Samuel Goldenson—5 days at 5.00-- 25.00
 Viola Turner —5 days at 5.00-- 25.00
 York Powell —6 days at 5.00-- 30.00
 George Mack —4 days at 5.00-- 20.00

\$120.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 27, 1939.

Approved July 1, 1939.

Ordinance Book 50, Page 127.

No. 353

AN ORDINANCE—Supplementing Section 35, Department of Public Safety, and amending a portion of Section 38, Department of Public Safety, Bureau of Police, of Ordinance No. 618, which became a law January 9th, 1939, entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 35, Department of Public Safety, of an ordinance entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law on January 9th, 1939, be supplemented by adding thereto the following:

Police Photographer-----
 -----\$2,310.00 per annum,
 and that the portion of Section 38, Department of Public Safety, Bureau of Police, which reads:
 "Two Bertillon Operators-----
 -----\$2,310.00 each per annum,"
 shall be amended to read:
 Bertillon Operator-----
 -----\$2,310.00 per annum.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 27, 1939.

Approved July 1, 1939.

Ordinance Book 50, Page 128.

No. 354

AN ORDINANCE—Amending a portion of Section 31, Department of Lands and Buildings, Bureau of Operating Maintenance, of an Ordinance entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939, as amended by Ordinance No. 234, approved May 10, 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the portion of Section 31, Department of Lands and Buildings, Bureau of Operating Maintenance, of an Ordinance entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939, as amended by Ordinance No. 234, approved May 10, 1939, which reads:

Eight Engineers-----\$9.35 each per day
 Six Apprentice Engineers-----
 -----\$7.70 each per day
 shall be and the same is hereby amended to read as follows:
 Eight Engineers-----\$9.35 each per day
 Five Apprentice Engineers-----
 -----\$7.70 each per day
 Elevator Maintenance Man's Helper.
 -----\$7.70 per day.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 27, 1939.

Approved July 1, 1939.

Ordinance Book 50, Page 129.

No. 355

AN ORDINANCE — Appropriating the sum of Fifty-one Thousand (\$51,000.00) Dollars from Bond Fund 140, for the payment of the City's share of the cost of Unemployment Relief Projects, to be carried out by the Department of Public Works in conjunction with the Federal Works Progress Administration, its successor or successors.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of Fifty-one Thousand (\$51,000.00) Dollars from Bond Fund 140, or so much thereof as may be necessary, shall be and the same is hereby appropriated for the payment of the City's share of the cost of Unemployment Relief Projects, to be carried out by the Department of Public Works in conjunction with the Federal Works Progress Administration, its successor or successors, for the purposes and in the amounts hereinbelow set forth:*

For the purchase of supplies, materials, tools and equipment, the rental of tools, equipment and trucks for the following listed projects:

Item No.	Description	Amount
1	For Dirt Street Improvements	\$20,000.00
2	For Repairs of Surfaced Streets	2,000.00
3	For Construction and Reconstruction of Curbs and Sidewalks along frontage of Private and Public Properties	1,000.00
4	For Repairs and Improvements of City Parks	4,000.00
5	For Repairs and Improvements of City Playgrounds	3,000.00
6	For Repairs and Construction of Sewers	4,000.00
7	For Replacements and Extensions of City Water Mains	3,000.00
8	For Repairs and Construction of City Cribs, Walls and Barriers	2,000.00
9	For Repairs and Improvements of City Parks and	

Playgrounds by National Youth Administration ---- 1,000.00

10 For Payment of Salaries and Wages of City Employees, regular and temporary, while assigned to Unemployment Relief Projects ----- 10,000.00

11 For Rental of Office or Warehouse Space, Rental or Purchase of Tools, Equipment, Instruments, Office and Drafting Room Equipment and Appliances; Purchase of Office and Drafting Room Materials and Supplies; Expenses on account of Miscellaneous Services, Repairs, Transportation and such other incidental and contingent expenditures which may be necessary for the proper carrying out of the work.. 1,000.00

Total ----- \$51,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 27, 1939.

Approved July 1, 1939.

Ordinance Book 50, Page 129.

No. 356

AN ORDINANCE — Appropriating the sum of Ten Thousand (\$10,000.00) Dollars from Bond Fund No. 131-1, for the payment of the City's share of the cost, including salaries, to carry out and complete certain survey and planning work as conducted by the Department of City Planning in conjunction with the Federal Works Progress Administration.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of Ten Thousand (\$10,000.00) Dollars, or so much thereof as may be necessary, shall be and the same is hereby appropriated from Bond Fund No. 131-1 for the payment of the City's*

share of the cost, including salaries, to carry out and complete certain Planning Investigation, Delinquent Tax Survey Records, Making Topographic Models of the City of Pittsburgh, Obtaining, Compiling and Mapping Land Use Data and portions of the Geodetic and Topographic Survey in conjunction with the Federal Works Progress Administration.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 27, 1939.

Approved July 1, 1939.

Ordinance Book 50, Page 130.

No. 357

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to construct and reconstruct public sewers in the City of Pittsburgh, in conjunction with the Federal Works Progress Administration, its successor or successors, and providing for the performance of such work as may not be assumed by the Works Progress Administration, its successor or successors, and for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works be and they are hereby authorized to construct and reconstruct public sewers in the City of Pittsburgh, and to perform all work properly appurtenant thereto, in conjunction with the Federal Works Progress Administration, its successor or successors.

Section 2. That the Mayor and the Director of the Department of Public Works, shall be and they are hereby authorized to make application to the Federal Works Progress Administration, its successor or successors, as may be required for the performance of said work.

Section 3. That the Director of the Department of Public Works be and he is hereby authorized and directed to

requisition the purchase of supplies, materials, tools and equipment by the Director of the Department of Supplies; to rent tools, equipment, and motor trucks and to pay for engineering and supervisory expenses, minor repairs, miscellaneous services, rented space, and all such costs where the same are not borne by the Federal Works Progress Administration, its successor or successors, all as may be necessary for the proper performance of such work, all the costs thereof being chargeable to funds appropriated for the work.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and same is hereby repealed, so far as the same affects this Ordinance.

Passed June 27, 1939.

Approved July 1, 1939.

Ordinance Book 50, Page 130.

No. 358

AN ORDINANCE—Authorizing the proper officers of the City of Pittsburgh to advertise for proposals and to award a contract or contracts for furnishing one Water Billing Machine and Fifteen (15) Adding Machines for the Department of City Controller and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders, for the purchase of one (1) Water Billing Machine at an estimated cost not to exceed \$1,800.00, including the trade-in of one Burroughs Water Billing Machine and Fifteen (15) Adding Machines at an estimated cost not to exceed \$1,830.00, including the trade-in of Fifteen (15) Burroughs Adding Machines, to be payable from and chargeable to Code Account No. 1051, Equipment, Department of City Controller.

Section 2. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 27, 1939.

Approved July 1, 1939.

Ordinance Book 50, Page 131.

No. 359

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Welfare to renew lease with the Junior Order of United American Mechanics of the U. S. of N. A., for building situated at 3400 Forbes street, and to carry out and complete an Unemployment Relief Project, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Welfare be and they are hereby authorized to renew lease with the Junior Order of United American Mechanics of the U. S. of N. A., for building situated at 3400 Forbes street, and to carry out and complete an Unemployment Relief Project.*

Section 2. That the Director of the Department of Public Welfare be and he is hereby authorized and directed to pay rent for said building at a cost not to exceed the sum of \$7,500.00 for twelve (12) months, chargeable to and payable from Bond Fund 126, Public Welfare Relief Bond, Series 1935.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 27, 1939.

Approved July 1, 1939.

Ordinance Book 50, Page 132.

No. 360

AN ORDINANCE — Establishing the opening grades on CRESTLINE

STREET, CRESTLINE PLACE and SWISSVALE AVENUE, as laid out and proposed to be dedicated as legally opened highways by Model Home Builders and F. E. Wright, in their plan of lots called Crestline Place Plan of Lots, in the Thirteenth Ward of the City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That upon the approval of the Crestline Place Plan of Lots, proposed to be laid out by Model Home Builders and F. E. Wright, in the Thirteenth Ward of the City of Pittsburgh, the grades to which CRESTLINE STREET, CRESTLINE PLACE and SWISSVALE AVENUE, as shown thereon shall be accepted as opened public highways, shall be as hereinafter set forth:*

CRESTLINE STREET

The grade of the southerly 8-foot curb line shall begin at the point of horizontal curve opposite the intersection of Nimick Place, at an elevation of 1152.13 feet; thence shall rise at the rate of 7.66% for a distance of 7.71 feet to a point of curve, to an elevation of 1152.72 feet; thence by a convex parabolic curve for a distance of 100.0 feet to a point of tangent, to an elevation of 1153.05 feet; thence shall fall at the rate of 7.0% for a distance of 23.99 feet to a point of curve, to an elevation of 1151.37 feet; thence by a concave parabolic curve for a distance of 100.0 feet to a point of tangent, to an elevation of 1148.37 feet; thence shall rise at the rate of 1.0% for a distance of 96.43 feet to the northerly terminus of the plan, to an elevation of 1149.33 feet.

CRESTLINE PLACE

The grade of the southerly 8-foot curb line shall begin at the point of horizontal curve at the westerly end of the curve connecting the southerly curb lines of Crestline street and Crestline place, at an elevation of 1153.80 feet; thence shall fall at the rate of 6.84% for a distance of 105.89 feet to a point of curve, to an elevation of 1146.55 feet; thence by a convex parabolic curve for a distance of 100.0 feet to a point of tangent, to an elevation of 1138.13 feet; thence shall fall at the rate of 10.0% for a distance of 47.04 feet to a point of curve, to an elevation of 1133.43 feet;

thence by a concave parabolic curve for a distance of 200.0 feet to a point of tangent, to an elevation of 1131.0 feet; thence shall rise at the rate of 7.57% for a distance of 151.45 feet to the easterly terminus of Crestline place, as proposed to be laid out, to an elevation of 1142.46 feet.

SWISSVALE AVENUE

The grade of the easterly 8-foot curb line shall begin at the southerly curb line of Crestline place, at an elevation of 1136.35 feet; thence shall fall by a convex parabolic curve for a distance of 30.0 feet to a point of tangent, to an elevation of 1134.93 feet; thence shall fall at the rate of 8.49% for a distance of 69.80 feet to the southerly terminus of the plan, to an elevation of 1129.0 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 27, 1939.

Approved July 1, 1939.

Ordinance Book 50, Page 132.

No. 361

AN ORDINANCE—Re-establishing the grade of WOOD STREET, from Water street to First avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same. That* the grade of the curb lines of WOOD STREET, from Water street to First avenue be and the same are hereby re-established as follows, to wit:

Beginning at the northerly 12-foot curb line of Water street, at an elevation of 734.0 feet; thence falling by a convex parabolic curve for a distance of 30.0 feet to a point of tangent, to an elevation of 733.47 feet; thence falling at the rate of 2.36% for a distance of 103.0 feet to a point of curve to an elevation of 731.04 feet; thence by a concave parabolic curve for a distance of 60.0 feet to a point of tangent, to an elevation of 730.60 feet; thence rising at the rate of 0.85%

for a distance of 10.0 feet to the northerly 9-foot curb line of First avenue, to an elevation of 730.68 feet, (curb as set).

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 27, 1939.

Approved July 1, 1939.

Ordinance Book 50, Page 133.

No. 362

AN ORDINANCE—Accepting a deed of right-of-way or easement from The Pittsburgh Junction Railroad Company and The Baltimore and Ohio Railroad Company to the City of Pittsburgh over certain real estate of the grantors from a point near the end of the Thirty-third Street Relief Sewer, as constructed in 1930, to the northerly right-of-way line of the grantors on the southerly side of the Pennsylvania Railroad, and providing for certain obligations of the City of Pittsburgh by reason of the construction of the Thirty-third Street Relief Sewer.

WHEREAS, The Pittsburgh Junction Railroad Company and The Baltimore and Ohio Railroad Company have offered to convey to the City of Pittsburgh the right-of-way or easement for the construction and maintenance of an extension of the Thirty-third Street Relief Sewer through and across any land owned by The Pittsburgh Junction Railroad Company operated by The Baltimore and Ohio Railroad Company; and

WHEREAS, the consideration therefor being the protection of the grantors against damages to the Railroads resulting from increased cost of maintenance of the property of the Railroads as the result of sewer construction; against damages to the Railroads or their employees' property, or the property of other persons in their custody; and, against damages from the improper maintenance of the sewer attributable to its construction; and

WHEREAS, the courses and distances of said right-of-way or easement being more accurately described as follows:

Beginning at a point on the center line of the existing 33rd Street relief sewer distant 41.78 feet westerly from the easterly end of the intersection chamber as constructed in 1930, said point being Station 0+00 on the center line of the easement; thence on a course S. 6° 49' W, crossing the center line of the westbound main track of said railroad at Valuation Station 7874+08.5 which is Station 0+46.29 on said center line of easement, for a distance of 98.29 feet to a point, said point being Station 0+98.29; thence along said center line of easement on a course S. 38° 11' E. for a distance of 1274.73 feet to a point of curve at Station 13+73.02; thence by a curve to the left with a radius of 100 feet for a distance of 76.50 feet to a point of tangent at Station 14+49.52; thence by a tangent bearing S. 82° 01' E. for a distance of 81 feet, more or less, to the northeasterly right-of-way line of said railroad, said tangent crossing the center line of the westbound main track of said railroad at Valuation Station 7859+96.20 which is Station 14+89.23 on said center line of easement;

WHEREAS, said Railroads have presented a deed for the said right-of-way or easement to the City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the deed of right-of-way or easement, aforesaid, from The Pittsburgh Junction Railroad Company and the Baltimore and Ohio Railroad Company to the City of Pittsburgh be and the same is hereby accepted, in accordance with and subject to the terms thereof, and the proper officers of the City are authorized and directed to cause the same to be recorded in the office of the Recorder of Deeds for Allegheny County.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 27, 1939.

Approved July 1, 1939.

Ordinance Book 50, Page 134.

No. 363

AN ORDINANCE—Authorizing and directing the City Solicitor and the City Treasurer and Collector of Delinquent Taxes to accept payment for certain claims of the City of Pittsburgh, imposed or assessed for improvements, in accordance with the provisions of Act No. 208, approved by the Governor June 15, 1939, entitled, "An Act authorizing cities, boroughs, incorporated towns and townships to abate certain interest charges and penalties added to municipal claims imposed or assessed for certain improvements, prohibiting the sale of real property for the non-payment of such claims for a certain period, preserving the liens of such claims and providing for the extension thereof."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the City Solicitor is hereby authorized and directed to accept payment for delinquent municipal claims and the City Treasurer and Collector of Delinquent Taxes are hereby authorized and directed to receive such payment, in accordance with the provisions of the Act of Assembly, No. 208, approved by the Governor June 15, 1939, entitled, "An Act authorizing cities, boroughs, incorporated towns and townships to abate certain interest charges and penalties added to municipal claims imposed or assessed for certain improvements, prohibiting the sale of real property for the non-payment of such claims for a certain period, preserving the liens of such claims and providing for the extension thereof."*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 30, 1939.

Approved July 1, 1939.

Ordinance Book 50, Page 135.

No. 364

AN ORDINANCE—Authorizing and directing the City Treasurer and

Collector of Delinquent Taxes to receive City taxes in accordance with Act No. 233, approved by the Governor June 19, 1939, entitled, "An Act abating certain tax penalties, interest and costs on county, city, borough, town, township, school district, poor district and institution district taxes, prohibiting the sale of real property for the non-payment of any such taxes for a certain period and preserving certain tax liens and providing for the extension thereof."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the City Treasurer and Collector of Delinquent Taxes are hereby authorized and directed to receive payment and collect current and delinquent taxes due the City of Pittsburgh in accordance with the provisions of the Tax Abatement Act, No. 233, approved by the Governor June 19, 1939, entitled,*

"An Act abating certain tax penalties, interest and costs on county, city, borough, town, township, school district, poor district and institution district taxes, prohibiting the sale of real property for the non-payment of any such taxes for a certain period and preserving certain tax liens and providing for the extension thereof."

Section 2. That the time within which taxpayers and others are authorized to receive the benefits of the aforesaid Act of Assembly is hereby extended to November 1, 1939.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 30, 1939.

Approved July 1, 1939.

Ordinance Book 50, Page 135.

No. 365

A^N ORDINANCE—Amending a portion of Section 26, Department of Public Health, Bureau of Inspection, of an Ordinance entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of com-

pensation thereof," which became a law January 9, 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a portion of Section 26, Department of Public Health, Bureau of Inspection, of an ordinance entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," which became a law January 9, 1939, which reads:*

*"Eighteen Food Inspectors-----
-----\$1,980.00 each per annum"*
shall be and the same is hereby amended to read:

*"Nineteen Food Inspectors-----
-----\$1,980.00 each per annum."*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 30, 1939.

Approved July 3, 1939.

Ordinance Book 50, Page 136.

No. 366

A^N ORDINANCE—Amending a portion of Section 51, Department of Public Works, Bridge and Fence Repairs and Painting, of Ordinance No. 618, which became a law January 9, 1939, entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a portion of Section 51 of Ordinance No. 618, which became a law January 9, 1939, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which read as follows:*

DEPARTMENT OF PUBLIC WORKS

Bridge and Fence Repairs and Painting:

Section 51.

"Welder -----\$8.00 per day"
shall be amended to read:

--"Welder -----\$12.00 per day."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 30, 1939.

Approved July 3, 1939.

Ordinance Book 50, Page 137.

No. 367

AN ORDINANCE — Amending Section 56, Bureau of Highways and Sewers, Division Offices, of Ordinance No. 618, entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," which became a law January 9, 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 56, Bureau of Highways and Sewers, Division Offices, of Ordinance No. 618, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939, be amended by striking out the item:

"225 Laborers, July, August and September, 13,530 days-----
-----\$5.00 each per day"
and by inserting in lieu thereof, the item:

"269 Laborers, July, August, September-----\$5.00 per day."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 30, 1939.

Approved July 3, 1939.

Ordinance Book 50, Page 137.

No. 368

AN ORDINANCE — Making an emergency appropriation of \$550,000.00,

for the purpose of providing funds to maintain and operate Mayview City Home and Hospitals.

WHEREAS, the Mayor and the City Controller have certified to Council the existence of an emergency by reason of the postponement of the time during which the Commonwealth of Pennsylvania will assume jurisdiction over the mental patients at Mayview City Home and Hospitals, and that the sum of \$550,000.00 is necessary in order to operate Mayview City Home and Hospitals during the balance of the year; now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* an emergency appropriation in the amount of \$550,000.00, or so much thereof as may be necessary, is hereby made out of funds not otherwise appropriated, for the payment of the cost of operating and maintaining Mayview City Home and Hospitals during the balance of the year 1939.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 30, 1939.

Approved July 3, 1939.

Ordinance Book 50, Page 138.

No. 369

AN ORDINANCE — Setting aside the aggregate amount of \$538,800.73 from Emergency Appropriation No. 1290 for the payment of the cost of operating and maintaining the General Office and the Mayview City Home and Hospitals, Department of Public Welfare, during the balance of the year 1939.

WHEREAS, The Mayor and the City Controller have certified to Council the existence of an emergency by reason of the postponement of the time during which the Commonwealth of Pennsylvania will assume jurisdiction over the mental patients at Mayview City Home and Hospitals, and that the sum of \$538,800.73 is necessary in order to operate Mayview City Home and Hospi-

tals during the balance of the year;
Now, therefore;

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the following amounts be set aside from said Emergency Appropriation No. 1290 as follows:*

GENERAL OFFICE

1290-1	Salaries, Regular Employees -----	\$ 3,008.59
1290-2	Miscellaneous Services -----	490.88
1290-3	Federation of Social Agencies -----	272.64
1290-4	Repairs -----	51.95
1290-5	Salaries, Regular Employees -----	37.64
1290-6	Quarantine Relief and Burials -----	4,011.00
1290-7	Care of Patients in other Districts -----	440.44
1290-8	Transportation -----	709.99

MAYVIEW

1290-9	Salaries, Regular Employees -----	\$232,172.50
1290-10	Wages, Regular Employees -----	39,587.80
1290-11	Miscellaneous Services -----	2,434.00
1290-12	Supplies -----	177,691.54
1290-13	Materials -----	11,336.76
1290-14	Repairs -----	6,750.00
1290-15	Equipment and Machinery -----	40,000.00

COAL MINE

1290-16	Salaries, Regular Employees -----	1,155.00
1290-17	Wages, Regular Employees -----	15,000.00
1290-18	Supplies -----	50.00
1290-19	Materials -----	950.00
1290-20	Equipment and Machinery -----	2,650.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 30, 1939.

Approved July 3, 1939.

Ordinance Book 50, Page 138.

No. 370

A^N ORDINANCE—Amending Zoning

Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-E30, by extending (a) the Commercial District by including all that certain property, now classified "A" Residence District, bounded by the line of the present Commercial District north of Broad street; a line parallel with and distant 45 feet westwardly from North St. Clair street; Harvard street; a line parallel with the distant 37.5 feet westwardly from North St. Clair street; Rural street and a line parallel with and distant 55 feet eastwardly from North St. Clair street; (b) the Third Area District by including all that certain property, now classified Second Area District, bounded by the line of the present Third Area District north of Harvard street; a line parallel with and distant 37.5 feet westwardly from North St. Clair street; Rural street, and a line parallel with and distant 55 feet eastwardly from North St. Clair street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended by changing the Zone Map, Sheet Z-N10-E30, by extending (a) the Commercial (U-3) District so as to include all that certain property, now classified "A" Residence (U-4) District, bounded by the line of the present Commercial District north of Broad street; a line parallel with and distant 45 feet westwardly from North St. Clair street; Harvard street; a line parallel with and distant 37.5 feet westwardly from North St. Clair street; Rural street; and, a line parallel with and distant 55 feet eastwardly from North St. Clair street; (b) the Third Area District so as to include all that certain property, now classified Second Area (A-2) District, bounded by the line of the present Third Area District north of Harvard street; a line parallel with and distant 37.5 feet westwardly from North St. Clair street; Rural street; and, a line parallel with and distant 55 feet eastwardly from North St. Clair street.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 30, 1939.

Approved July 3, 1939.

Ordinance Book 50, Page 139.

No. 371

AN ORDINANCE—Providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public sewerage, drainage, park and recreation systems of the City of Pittsburgh in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts including contracts for test holes, for making the following improvements to the public sewerage, drainage, park and recreation systems of the City of Pittsburgh in the Department of Public Works, in accordance with the laws and ordinances governing the said City, on improvements performed with financial aid from the Federal Emergency Administration of Public Works, for sums not to exceed the following amounts, chargeable to and payable from Dockets set forth:

CONSTRUCTION OF RELIEF SEWERS	
Docket No.	Estimated Cost

1590	Four Mile Run Section III (Boundary Street Branch) Located on Boundary street and Yarrow way, connecting to existing sewer at a point 175 feet southwest of Joncair street to the existing sewer on Boundary street at a
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point about 880 feet north of Four Mile Run road	\$300,000.00
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IMPROVEMENTS TO CITY OWNED PARKS AND RECREATION PROPERTIES

1634 Ammon Playground Swimming Pool and Bath House	\$210,500.00
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Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 30, 1939.

Approved July 3, 1939.

Ordinance Book 50, Page 140.

No. 372

AN ORDINANCE—Amending portions of Section 1 of Ordinance No. 574, approved December 16, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$187,500.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of the Government of the United States have been received, from the proceeds to be derived from the sale of \$2,000,000.00 short-term promissory notes," as amended and supplemented.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the portions of Section 1 of Ordinance No. 574, approved December 16, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$187,500.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$2,000,000.00 short-term promissory notes," as amended and supplemented,

which read:

"1599 Retaining Walls and Concrete Steps.....	\$55,000.00	\$5,000.00	\$60,000.00
2299 Relief Sewers—California avenue, Broad- head-Fording Road, Nittany and Valley Rue streets	32,000.00	3,000.00	35,000.00"
shall be amended to read:			
"1599 Retaining Walls and Concrete Steps.....	\$ 5,000.00	\$5,000.00	\$10,000.00
2299 Relief Sewers—California avenue, Broad- head-Fording Road, Nittany and Valley Rue streets	11,000.00	3,000.00	14,000.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 30, 1939.

Approved July 3, 1939.

Ordinance Book 50, Page 140.

No. 373

AN ORDINANCE—Amending portions of Section 1 of Ordinance No. 597, approved December 22, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$972,791.00, including engineering and other necessary expenses for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public

which read:

"1616 Street Improvements, Schedule "A".....	\$235,000.00	\$15,000.00	\$250,000.00
2132 Mission Street Bridges Reconstruction and River Avenue Viaduct.....	60,000.00	5,510.00	65,510.00
1967 Wilmot Street Bridge.....	220,000.00	13,924.00	233,924.00"
shall be amended to read:			
"1616 Street Improvements, Schedule "A".....	\$224,600.00	\$20,000.00	\$244,600.00
2132 Mission Street Bridges Reconstruction and River Avenue Viaduct.....	31,000.00	7,510.00	38,510.00
1967 Wilmot Street Bridge.....	214,700.00	13,924.00	228,624.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 30, 1939.

Approved July 3, 1939.

Ordinance Book 50, Page 141.

Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$2,000,000.00 short-term promissory notes," as amended and supplemented.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the portions of Ordinance No. 597, approved December 22, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$972,791.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation, and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$2,000,000.00 short-term promissory notes," as amended and supplemented,*

No. 374

AN ORDINANCE—Amending a portion of Section 1 of Ordinance No. 538, approved November 23, 1938, entitled, "An Ordinance amending Section 1 and the title of Ordinance No. 403, approved September 10, 1938, entitled, 'An Ord-

nance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes," as amended and supplemented.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

which read:

"2208 13 Filter Houses in various Swimming Pools throughout the City with Filter Equipment and Appurtenances -----\$193,000.00 \$5,000.00 \$198,000.00" shall be amended to read:

"2208 13 Filter Houses in various Swimming Pools throughout the City with Filter Equipment and Appurtenances -----\$142,300.00 \$5,000.00 \$147,300.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 30, 1939.

Approved July 3, 1939.

Ordinance Book 50, Page 142.

No. 375

AN ORDINANCE—Amending portions of Section 1 and the title of Ordinance No. 403, approved September 10, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received,

a portion of Section 1 of Ordinance No. 538, approved November 23, 1938, entitled, "An Ordinance amending Section 1 and the title of Ordinance No. 403, approved September 10, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes," as amended and supplemented,

from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes," as amended and supplemented by Ordinance No. 456, approved October 8, 1938, and by Ordinance No. 493, approved October 29, 1938.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the portions of Section 1 of Ordinance No. 403, approved September 10, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes," as amended and supplemented by Ordinance No. 436, approved October 8, 1938 and by Ordinance No. 493, approved October 29, 1938, which read:

"Docket No.	Construction Cost	Engineering and Other Necessary Expenses	Total
1590 Sewerage systems in Four Mile Run, Neg- ley Run Drainage Basins, Homewood Ave- nue and Fifth Avenue-----	\$552,000.00	\$15,000.00	\$567,000.00
1604 Herrs Island Bridge-----	83,250.00	4,000.00	87,250.00
2015 Bloomfield Bridge Sidewalk and Corliss Station Bridge Reconstruction-----	31,200.00	5,000.00	36,200.00
1996 Shady Avenue and South Highland Ave- nue Bridges -----	41,285.00	3,000.00	44,285.00
1599 Retaining Walls and Concrete Steps----	17,500.00	4,000.00	21,500.00
✓ 1591 Water Storage Tanks, Lincoln, Allentown and Squirrel Hill Districts, Pipe Line re- placement on Smallman Street and rein- forcing main in the Oakland Heights District -----	372,088.00	12,000.00	384,088.00
✓ 1601 Lanpher Main Reinforcement-----	63,000.00	2,000.00	65,000.00
✓ 1968 Rising Water Main from Brilliant Pump- ing Station and new Water Main on Sec- ond Avenue -----	319,750.00	13,000.00	332,750.00
1600 2 Comfort Stations in Parks and 10 Field Houses in Playgrounds-----	108,908.25	4,000.00	112,908.25
1612 Bleachers and Field Houses in 4 Play- grounds -----	98,423.00	4,000.00	102,423.00
1633 Bath and Field Houses in Magee and Cowley Goettman Playgrounds-----	68,883.00	6,000.00	74,883.00
1649 Highland Park Zoo Building Remodeling-	50,000.00	2,000.00	52,000.00
1634 Swimming Pools and Bath Houses in Burgwin, Ammon, Warrington & Moore Playgrounds -----	30,314.00	6,000.00	36,314.00"

shall be amended to read:

"Docket No.	Construction Cost	Engineering and Other Necessary Expenses	Total
1590 Sewerage systems in Four Mile Run, Neg- ley Run Drainage Basins, Homewood Ave- nue and Fifth Avenue-----	\$654,000.00	\$18,000.00	\$672,000.00
1604 Herrs Island Bridge and Approach Walls-	77,255.00	4,000.00	81,255.00
2015 Bloomfield Bridge Sidewalk and Corliss Station Bridge Reconstruction-----	31,200.00	6,500.00	37,700.00
1996 Shady Avenue and Highland Avenue Bridges -----	37,785.00	3,000.00	40,785.00
1599 Retaining Walls and Concrete Steps----	2,000.00	5,500.00	7,500.00
1591 Water Storage Tanks, Lincoln, Allentown and Squirrel Hill Districts, Pipe Line re- placement on Smallman Street, reinforc- ing main in the Oakland Heights District and Water Main Extension on Fifth Ave- nue in the Oakland District-----	317,088.00	12,000.00	329,088.00
1601 Lanpher Main Reinforcement-----	51,000.00	2,400.00	53,400.00
1968 Rising Water Main from Brilliant Pump- ing Station and new Water Main on Sec- ond Avenue -----	307,750.00	13,000.00	320,750.00

1600	2 Comfort Stations in Parks and 10 Field Houses in Playgrounds-----	65,908.25	4,000.00	69,908.25
1612	Bleachers and Field Houses in 4 Play-grounds -----	61,123.00	5,000.00	66,123.00
1633	Bath and Field Houses in Magee and Cowley Goettman Playgrounds-----	58,883.00	6,000.00	64,883.00
1649	Highland Park Zoo Building Remodeling-	50,000.00	3,900.00	53,900.00
1634	Swimming Pools and Bath Houses in Burgwin, Ammon, Warrington & Moore Playgrounds -----	88,314.00	9,000.00	97,314.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 30, 1939.

Approved July 3, 1939.

Ordinance Book 50, Page 142.

No. 376

AN ORDINANCE—Amending a portion of Section 1 of Ordinance No. 388, approved August 22, 1938, entitled "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor," as amended by Ordinance No. 457, approved October 8, 1938, and Ordinance No. 540, approved November 30, 1938.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* a portion of Section 1 of Ordinance No. 388, approved August 22, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds

otherwise appropriated therefor," as amended by Ordinance No. 457, approved October 8, 1938, and Ordinance No. 540, approved November 30, 1938, which reads:

"1604 Herrs Island Bridge over back channel of Allegheny River -----\$120,000.00" shall be amended to read:

"1604 Herrs Island Bridge over back channel of Allegheny River and approach walls -----\$123,000.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 30, 1939.

Approved July 3, 1939.

Ordinance Book 50, Page 144.

No. 377

AN ORDINANCE—Amending portions of Section 1 of Ordinance No. 207, approved April 28, 1939, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the portions of Section 1 of Ordinance No. 207, approved April 28, 1939, enti-

tled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor,"

which read:

"1616 Greenfield Road, from about 350 feet west of Panther Hollow Road to Beechwood Blvd. Bridge ----- \$ 55,000.00

1649 Highland Park Zoo, Remodeling Inside Quarters and Animal Facilities ----- 60,000.00" shall be amended to read:

"1616 Greenfield Road, from about 350 feet west of Panther Hollow Road to Beechwood Blvd. ----- \$ 55,000.00

1649 Highland Park Zoo, Remodeling Inside Quarters and Animal Facilities ----- 106,300.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 30, 1939.

Approved July 3, 1939.

Ordinance Book 50, Page 145.

which read:

"1635 Street Improvements, Schedule "B"-----\$40,000.00 \$1,500.00 \$41,500.00" shall be amended to read:

"1635 Street Improvements, Schedule "B"-----\$ 5,000.00 \$1,500.00 \$ 6,500.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 30, 1939.

Approved July 3, 1939.

Ordinance Book 50, Page 145.

No. 378

AN ORDINANCE—Amending a portion of Section 1 of Ordinance No. 205, approved April 28, 1939, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$596,000.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program, from the proceeds to be derived from the sale of General Public Improvement Notes," as amended and supplemented.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a portion of Section 1 of Ordinance No. 205, approved April 28, 1939, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$596,000.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, to be carried out in connection with the Federal Emergency Administration of Public Works Program, from the proceeds to be derived from the sale of General Public Improvement Notes," as amended and supplemented,

No. 379

AN ORDINANCE—Providing for a contract or contracts for furnishing daily lunches to children in the Day Camps during the 1939 summer period of activities for children supervised by the Bureau of Recreation, Department of Public Works, and for the payment

of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for furnishing daily lunches to children in the Day Camps during the 1939 summer period of activities for children, in accordance with the laws and ordinances governing said City, in an amount not exceeding Twenty-five Hundred (\$2,500.00) Dollars, chargeable to and payable from Code Account 1921-M, Activities for Children. Bureau of Recreation, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 30, 1939.

Approved July 3, 1939.

Ordinance Book 50, Page 146.

No. 380

AN ORDINANCE—Authorizing the issuance of warrants in favor of Charles H. Hahn for \$225.64; John S. Holden Company for \$213.60 and the Clark Lumber Company for \$202.32 for services rendered and material furnished for the benefit of the City without previous authority of Law.

WHEREAS, Services and materials were furnished for the benefit of the City without previous authority of Law, and

WHEREAS, under the provisions of the Act of May 23, 1874, authority is provided for the payment for services rendered and materials furnished for the benefit of the City without previous authority of Law, Now, therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in

favor of the following in payment of services rendered and material furnished for the benefit of the City, in the respective amounts set opposite their names and to charge same to code accounts designated.

Code

Acct.

1363 Charles H. Hahn-----\$225.64

1364 John S. Holden Company-- 216.30

1363 Clark Lumber Company--- 202.32

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 30, 1939.

Approved July 3, 1939.

Ordinance Book 50, Page 147.

No. 381

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Walter S. Rae for \$464.62 in payment for extra work done on contract in connection with a P. W. A. project for the benefit of the City without previous authority of Law.

WHEREAS, Extra work was done on contract in connection with a P. W. A. project for the benefit of the City without previous authority of Law; and,

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for payment of extra work done on contracts for the benefit of the City without previous authority of Law, Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Walter S. Rae for \$464.62 in payment for extra work done on contract listed below in connection with a P. W. A. project for the benefit of the City and to charge same to the code account designated.

Code

Acct.

136-6 Walter S. Rae, Contractor, \$464.62

Reconstruction and Repair of the

Sidewalks on the Bloomfield Bridge and Approaches.

Docket, Pa. 2015F, Contract No. 1.
Controller's Contract, No. 7260.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 30, 1939.

Approved July 3, 1939.

Ordinance Book 50, Pages 147.

No. 382

AN ORDINANCE—Accepting the dedication of certain property in the Nineteenth Ward of the City of Pittsburgh, for public use for highway purposes, for the widening of LOS ANGELES AVENUE, at its intersection with Shiras avenue.

WHEREAS, the School District of Pittsburgh, a public corporation under the Laws of the Commonwealth of Pennsylvania, having its domicile in the City of Pittsburgh, County of Allegheny in said Commonwealth, owner of the property hereinafter described, has executed and delivered to the City of Pittsburgh its certain deed of dedication bearing date of March 28, 1939, now on file in the office of the Bureau of Engineering of said City, wherein it has conveyed said ground to said City for public street or public highway purposes for the widening of LOS ANGELES AVENUE, at its intersection with Shiras avenue; Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the said deed of dedication be and the same is hereby accepted, and the Bureau of Engineering is hereby authorized and directed to place the same on record in the office of the Recorder of Deeds in and for the County of Allegheny.

Section 2. The ground so as aforesaid conveyed to said City for public highway purposes shall be and the same is hereby appropriated and opened as a public highway in accordance with the

terms of said deed of dedication, and shall be known as LOS ANGELES AVENUE, the same being bounded and described as follows, to wit:

Beginning at the intersection of the easterly line of Los Angeles avenue with the northerly line of Shiras avenue; thence northwardly along the said easterly line of Los Angeles avenue, 55.78 feet to a point of curve; thence southwardly by the arc of a circle deflecting to the left with a radius of 90.0 feet and a central angle of 20° 57' 30" for an arc distance of 32.92 feet to a point of compound curve; thence southeastwardly by the arc of a circle deflecting to the left with a radius of 30.0 feet and a central angle of 75° 55' 30" for an arc distance of 39.75 feet to a point of tangent on the said northerly line of Shiras avenue; thence westwardly along the said northerly line of Shiras avenue, 37.84 feet to the place of beginning.

Section 3. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to enter upon, take possession of and appropriate the said described ground for a public highway, in conformity with the provisions of this Ordinance.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 30, 1939.

Approved July 3, 1939.

Ordinance Book 50, Page 148.

No. 383

AN ORDINANCE—Accepting the dedication of certain property in the Seventeenth Ward of the City of Pittsburgh, for public use for highway purposes, for the widening of SOUTH TENTH STREET.

WHEREAS, the School District of Pittsburgh, a public corporation under the Laws of the Commonwealth of Pennsylvania, having its domicile in the City of Pittsburgh, County of Allegheny in said Commonwealth, owner of the property hereinafter described, has executed and delivered to the City of Pittsburgh its certain deed of dedi-

cation bearing date of April 25, 1939, now on file in the office of the Bureau of Engineering of said City, wherein it has conveyed said ground to said City for public street or public highway purposes, for the widening of SOUTH TENTH STREET; THEREFORE,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the said deed of dedication be and the same is hereby accepted, and the Bureau of Engineering is hereby authorized and directed to place the same on record in the Office of the Recorder of Deeds in and for the County of Alleheny.

Section 2. The ground so as aforesaid conveyed to said City for public highway purposes shall be and the same is hereby appropriated and opened as a public highway, in accordance with the terms of said deed of dedication, and shall be known as SOUTH TENTH STREET, the same being bounded and described as follows, to wit:

Beginning at the intersection of the northerly line of Sarah street produced and the easterly line of South Tenth street produced; thence extending along the easterly line of South Tenth Street produced and the easterly line of South Tenth street, North $1^{\circ} 56'$ West, 202.18 feet to a point; thence North $88^{\circ} 20'$ East, 5.49 feet to a point on the easterly line of that portion of South Tenth street lying between said last mentioned point and Carson street East; thence parallel to and 5.49 feet east of the present easterly line of South Tenth street, South $1^{\circ} 56'$ East, 191.23 feet to a point of curve; thence southwardly and eastwardly by the arc of a circle deflecting to the left with a radius of 11.0 feet, and a central angle of $89^{\circ} 44'$, for an arc distance of 17.23 feet to a point of tangent on the northerly line of Sarah street; thence along the northerly line of Sarah street and the northerly line of Sarah street produced, South $88^{\circ} 20'$ West, 16.44 feet to the place of beginning.

Subject to the widening of Sarah street at the intersection of South Tenth street, by Ordinance No. 443, approved September 29, 1938.

Section 3. The Department of Public Works of the City of Pittsburgh is

hereby authorized and directed to enter upon, take possession of and appropriate the said described ground for a public highway, in conformity with the provisions of this Ordinance.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 30, 1939.

Approved July 3, 1939.

Ordinance Book 50, Page 149.

No. 384

AN ORDINANCE—Authorizing and directing settlement of claim of the C. G. Hussey & Company for a portion of the cost of repairing damage occurring to a structure of their plant under which a public relief sewer was constructed by the City and appropriating the sum of SIX HUNDRED TWENTY-FIVE (\$625.00) DOLLARS therefor from Bond Fund 129, General Municipal Improvement Bond, 1938.

WHEREAS, in May 1936, a portion of the Maurice Street Relief Sewer, extending through the private property of the C. G. Hussey & Company, was constructed as part of a contract duly entered into pursuant to ordinance of Council, and,

WHEREAS, the said C. G. Hussey & Company granted permission to the City to construct and maintain this portion of the sewer across their property and waived claim to any and all damages to its property by reason thereof subject to a provision that the City save it harmless from any losses sustained or costs of damages occurring to their structures, plant, facilities, etc. by reason of the construction and maintenance of said portion of the proposed relief sewer, and,

WHEREAS, the Departments of Law and Public Works have investigated the claim of the said company that one of the buildings of their plant has become damaged since the construction of the sewer and have agreed that it is advisable and reasonable that the City pay said company SIX HUNDRED TWENTY-FIVE (\$625.00) DOLLARS to-

wards payment of the cost of damage done, for which an estimate has been submitted in a total amount of \$1,225.00, and,

WHEREAS, the said company has, by letter dated October 2, 1937, offered to settle their claim and release the City from all present and future damage as a result of the construction of this sewer.

NOW, THEREFORE,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the City Solicitor is hereby authorized to settle the claim of the C. G. Hussey & Company for a portion of the cost of repairing the damage occurring to a structure of said company subsequent to the construction of a public relief sewer thereunder by the City of Pittsburgh for the sum of \$625.00 upon condition that the City shall be released from all present and future damage as the result of the construction of said relief sewer.

Section 2. The said sum of SIX HUNDRED TWENTY-FIVE (\$625.00) DOLLARS is hereby set apart and appropriated from Bond Fund 129, General Municipal Improvement Bond, 1936.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 30, 1939.

Approved July 3, 1939.

Ordinance Book 50, Page 150.

No. 385

AN ORDINANCE—Granting unto the Allis-Chalmers Manufacturing Company of Pittsburgh, Penna., its successors and assigns, the right to construct, maintain and use an 8" gas line under and across Preble avenue, connecting its River plant with its Juniata plant, also a 4" gas line and a four duct conduit line along Preble avenue, connecting its Manchester plant with its Bayard plant, for the pur-

pose of conveying gas and electric power to the several buildings of the Allis-Chalmers Manufacturing Company plant.

Section 1: *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Allis-Chalmers Manufacturing Company of Pittsburgh, Penna., its successors and assigns, be and they are hereby given the right and authority, at its own cost and expense to construct, maintain and use an 8" gas line under and across Preble avenue, connecting its River plant with its Juniata plant, also a 4" gas line and a four duct conduit line under and along Preble avenue, connecting its Manchester plant with its Bayard plant, for the purpose of conveying gas and electric power to the several buildings of the Allis-Chalmers Manufacturing Company to be located as follows:

PROPOSED 8" GAS LINE LOCATION

The 8" gas line shall begin at a point on the westerly line of Preble avenue a distance of 6' south from the southerly line of Juniata street; thence in an easterly direction at right angles to the westerly line of Preble avenue a distance of 6 ft., to a point; thence deflecting 90° to the left in a northerly direction a distance of 70', to a point connecting to an 8" gas line to cross Preble avenue, at right angles at a distance of 14', north of the northerly line of Juniata street.

PROPOSED 4" GAS LINE AND ELECTRIC CONDUIT LOCATION

The center line of the trench for the 4" gas line and electric conduit shall begin at a point on the westerly side of Preble avenue, a distance of 153', north of the northerly line of Juniata street; thence in an easterly direction at right angles to the westerly line of Preble avenue a distance of 37', to a manhole; thence deflecting to the left a distance of 582', in a northerly direction and parallel to the westerly line of Preble avenue to a manhole; thence deflecting to the right 90° 9' 0" in an easterly direction a distance of 13', to a point on the easterly line of Preble avenue a distance 5' north of the northerly line of Adams street.

The said trench for gas and power

lines shall be constructed in accordance with the provisions of this ordinance and in accordance with the plan hereto attached and identified as Accession B-481 in the files of the Division of Public Utilities, Bureau of Engineering, Department of Public Works.

Section 2. The said Allis-Chalmers Manufacturing Company, prior to beginning the construction of the said gas line and conduit, shall submit to the Director of the Department of Public Works of Pittsburgh, Penna., a complete set of plans in triplicate, showing the location and all details for the construction of the said conduit, gas lines and manholes and said plans and the construction of the said conduit, gas lines and manholes shall be subject to the approval and supervision of the said Director.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the right of the City of Pittsburgh and its power over City streets, and to the ordinances of the City of Pittsburgh relating thereto and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance and use of conduit on City streets and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repairing of the street pavement damaged, repair of sewers, water lines and other surface and sub-surface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of said conduit. All of the said work, including the repaving of the street damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said conduit upon giving six months' notice through the proper officers pursuant to resolution or ordinance of Council to the said Allis-Chalmers Manufacturing Company, its successors and assigns, to that effect, and that the said grantee, when so notified, shall at the expiration of the said six months, forthwith, remove the said

conduit and replace the street in original condition, at its own expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and face structures therein, by reason of the construction, maintenance of said conduit, and it is a condition of this grant that the City of Pittsburgh assumes no liability to persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following conditions, to-wit: This ordinance shall become null and void unless within thirty (30) days after its passage and approval, the Allis-Chalmers Manufacturing Company shall submit to the City Controller its certificate of acceptance of the provision of this ordinance, and the City Controller shall execute the same by the President and the Allis-Chalmers Manufacturing Company with its corporate seal.

Section 8. That any Ordinance, part of Ordinance, conflicting with the provisions of this Ordinance, is hereby repealed, so that the same affects this Ordinance.

Passed June 30, 1939.

Approved July 3, 1939.

Ordinance Book 50, Page 1

No. 386

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works, on behalf of the City of Pittsburgh, to enter into an agreement with the Ohio Railroad Company and the Pittsburgh Junction Railway Company, for the purpose of securing an aerial easement over the rights-of-way of said companies for the construction of the Wilkes Bridge, and for the respect of the obligations of the parties to the agreement during and after the construction of said Bridge.

Section 1. *Be it ordained by the City of Pittsburgh*

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assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, shall be, and they are hereby, authorized and directed to enter into an agreement with The Baltimore and Ohio Railroad Company and the Pittsburgh Junction Railroad Company, for the purpose of securing an aerial easement over the tracks and rights-of-way of said companies, for the construction of the Wilmot Street Bridge, and for the respective privileges and obligations of the parties to said agreement during and after the construction of said Bridge; said agreement to be in the following form:

THIS AGREEMENT

MADE the-----day of-----, 1939, by and between the CITY OF PITTSBURGH, a municipal corporation within the Commonwealth of Pennsylvania, hereinafter referred to as the "City," party of the first part,

AND

THE BALTIMORE AND OHIO RAILROAD COMPANY, a corporation organized and existing under the laws of the State of Maryland, and The PITTSBURGH JUNCTION RAILROAD COMPANY, organized and existing under and by virtue of the laws of the Commonwealth of Pennsylvania, hereinafter referred to as the "COMPANIES," parties of the second part,

WITNESSETH, THAT: WHEREAS, the City has heretofore owned and maintained a bridge known as the "Wilmot Street Bridge," extending, in part, over the right-of-way and tracks of the Companies in the City of Pittsburgh, Allegheny County, Pennsylvania; and

WHEREAS, the City proposes to raze the existing bridge, and to construct in lieu thereof a new and wider bridge across the right-of-way and tracks of the Companies and lands of other persons, the said bridge to extend from the Boulevard of the Allies and its intersection with Parkview avenue to the Wilmot road in Schenley Park, as shown on the plans prepared by the City and covered by Ordinance No. 605, approved December 28, 1938, and as amended by Ordinance No. 330, approved June 17, 1939, said reconstruction work to be entirely performed by the City, at its

own cost and expense, with Federal Aid; and

WHEREAS, the Companies are willing to permit the construction and maintenance by the City of the proposed bridge over the Companies' tracks, and right-of-way, under the terms and conditions as set forth hereinafter in this Contract;

NOW, THEREFORE, the parties hereto make and agree to perform the stipulations, covenants, agreements, and promises herein contained, to-wit:

1. A. The Companies agree to convey to the City an aerial easement for the construction of the proposed bridge over the tracks and right-of-way of Companies in the area described, as follows:

"BEGINNING at a point, said point being the intersection of the center line of the proposed bridge with the easterly right-of-way line of the Pittsburgh Junction Railroad; thence in a southerly direction along said right-of-way line to its intersection with the 'southerly line' of the area covered and described in Ordinance No. 605 of the City Council of Pittsburgh for the location of Wilmot Street Bridge, said Ordinance No. 605 having been approved by the Mayor of the City of Pittsburgh, December 28, 1938, and recorded in Ordinance Book Number 49, at page 399, and as amended by Ordinance No. 330, approved June 17, 1939; thence westwardly along said 'southerly line,' as described in said Ordinance, to its intersection with the easterly line of Boundary street, as laid out in the Linden Land Company Plan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book, Vol. 6, pages 164 and 166, inclusive; thence northwardly along said easterly line of Boundary street to its intersection with the 'northerly line' as described in said Ordinance, to the easterly right-of-way of the Pittsburgh Junction Railroad; thence in a southerly direction to the point of beginning."

2. A. The plans for the said bridge and work in connection therewith are known and designated as "City of Pittsburgh, Department of Public Works, Bureau of Engineering, Division of Bridges and Structures, construction of Wilmot Street Bridge over P. J. R. R., P. W. A. project No. Pa. 1967-P," con-

sisting of general and detail plans and specifications and on file in the Department of Public Works, City of Pittsburgh, Pittsburgh, Pennsylvania. Each such general and detail plan, insofar as it effects or pertains to the right-of-way and tracks of the Companies and operation of trains thereon, shall be made a part of this Agreement by reference, subject to approval of the Chief Engineer of The Baltimore and Ohio Railroad Company.

B. During the progress of the work herein stipulated to be performed by the City, duly authorized representatives of the Companies shall have free access thereto at all times for the purpose of inspecting the material, workmanship and procedure.

C. If, in the opinion of the Companies, or either of them, any portion of this work or any method of procedure used incident thereto is such as to jeopardize the property, employees, or passengers of the said Companies, or either of them, the City shall make such replacements or changes as the Companies may deem essential to protect their interests, or each of their interests, as herein defined. In all questions which may arise concerning the use of any material, workmanship, or procedure, the plans and specifications heretofore mentioned shall control.

3. All work herein provided to be done by the City, over the Companies' right-of-way, and tracks, shall be done in a manner satisfactory to the Chief Engineer of The Baltimore and Ohio Railroad Company, or his authorized representative, and shall be performed at such times and in such manner as not to interfere with the movement of trains or traffic upon the present or future tracks of the Pittsburgh Junction Railroad Company. The City agrees to require its contractor to use all reasonable care and precaution to avoid accidents, damage, or delay or interference with the trains of The Baltimore and Ohio Railroad Company, or, with other property of the Companies.

4. If it becomes necessary to construct and use false work in the erection or maintenance of the superstructure of the said bridge, or, in the removal of the present structure, the City's contractor shall prepare a plan or plans of such false work—insofar as it is to be placed upon or over the right-

of-way or tracks of the Companies and, before such work is started, shall submit the said plan or plans to the Chief Engineer of The Baltimore and Ohio Railroad Company for approval; and no work in connection with the erection of the said superstructure or the removal of the present superstructure shall be done by the Contractor until the falsework plan or plans have been approved by the said Chief Engineer of The Baltimore and Ohio Railroad Company.

5. The Companies may employ such watchmen, flagmen, or operators, as, in the judgment of the officials of the Baltimore and Ohio Railroad Company, are necessary to properly safeguard the operations of The Baltimore and Ohio Railroad Company, during the construction of the bridge or the removal of the existing structure by the City, from interference or danger due to the above construction or removal.

6. The Companies, or either of them, shall, if necessary, make temporary or permanent changes in their facilities—including changes in tracks, telegraph lines, telephone wires and signal wires.

The City shall reimburse or cause to be reimbursed, the Companies, or either of them, for all expenditure made by the latter for such watchmen, flagmen, or operators as in the judgment of the companies' officials are necessary properly to safeguard the operations of the railroad, prices for such services to be in accordance with agreements between railroad labor unions and the Companies, and to include wages, Social Security and Railroad Retirement taxes or charges. In addition, the companies will have the privilege at any time during the construction period of placing one man on the project for purpose of maintaining safety requirements, at a rate of 90 cents per hour, to which will be added Social Security and Railroad Retirement taxes or charges.

In the event that the City requires of its Contractors that such Contractors shall assume and become responsible for the expenses herein referred to, then, the City agrees that—should payment not be made by such Contractors within thirty (30) days after the presentation of a bill therefor—the City, upon fifteen (15) days' notice from the Companies after the expiration of the said thirty (30) day period, will with-

hold from the Contractors payment of the amount due on the Final Estimate until receipt of satisfactory evidence of the adjustment and payment of the bill or bills. Final payment shall not be made to the Contractors until the City is furnished with a release from the Companies for any expenditures herein referred to, provided that the Companies shall tender all bills against the Contractor promptly after the work or service covered by same is performed; that a final statement of all such indebtedness shall be tendered the Contractor on or before the fifteenth (15th) day after completion of his contract with the City; that the Companies shall file with the City a duplicate copy of such bill or bills presented to the Contractors at the time such bill or bills are filed with the Contractors, and that the above release be furnished to the City immediately after all such bills are paid.

8. The City shall require its Contractors, upon the completion of the work of such Contractors, and before final payment is made, to remove from within the limits of the Companies' right-of-way, all machinery, equipment, surplus materials, falsework, rubbish, or temporary buildings and other property of such Contractors, and restore the right-of-way to its original condition satisfactory to the Chief Engineer of The Baltimore and Ohio Railroad Company.

9. The City shall, at its sole cost and expense furnish all labor and material required for the construction and maintenance of the bridges, as well as in the razing of the present bridge, including drainage, approaches, bridge roadway and appurtenances.

10. The City agrees, and hereby makes it a part of this agreement, that it will save the Companies free and harmless of any and all assessments for any or all of the cost of erecting and maintaining the proposed Wilmot Street Bridge or of the razing of the existing Wilmot Street Bridge, or of any costs incident thereto as to any of them.

11. The City shall require of its Contractor or Contractors, a bond in favor of the City, as required by law, in connection with the work of construction of the new Wilmot Street Bridge and razing the existing Wilmot Street Bridge,

and shall require its Contractor or Contractors, further, to carry insurance in the following kinds and amounts:

(a) **CONTRACTORS' PUBLIC LIABILITY AND PROPERTY DAMAGE INSURANCE**

The Contractor shall furnish evidence to the City that, with respect to the operations he performs, he carries regular Contractors' Public Liability Insurance providing for a limit of not less than \$10,000.00 for all damages arising out of bodily injuries to or death of one person, and, subject to that limit for each person, a total limit of \$50,000.00 for all damages arising out of injuries to or death of two or more persons in any one accident, and regular Contractors' Property Damage Insurance providing for a limit of not less than \$25,000.00 for all damages arising out of injury to or destruction of property.

If any part of the work over the right-of-way of the Companies is sublet, similar insurance shall be provided by or in behalf of the subcontractors to cover their operations, unless already covered by the insurance carried by the general contractor.

(b) **OWNER'S PROTECTIVE LIABILITY AND PROPERTY DAMAGE INSURANCE**

In addition to the above, the Contractor shall furnish evidence to the City and the Companies that, with respect to the operations he or any of his subcontractors perform, he has provided for and in behalf of the Companies and the City regular Protective Liability Insurance providing for a limit of not less than \$50,000.00 for all damages arising out of bodily injuries to or death of one person, and, subject to that limit for each person, a total limit of \$100,000.00 for all damages arising out of bodily injuries to or death of two or more persons in any one accident, and regular protective Property Damage Insurance providing for a limit of not less than \$25,000.00 for all damages arising out of injury to or destruction of property in any one accident, and, subject to that limit per accident, a total (or aggregate) limit of \$50,000.00 for all damages arising out of injury to or destruction of property during the policy period.

(c) **GENERAL**

The insurance hereinbefore specified shall be with an insurance company

authorized to do business in the Commonwealth of Pennsylvania, and acceptable to the Companies and the City, and shall be taken out before work is commenced and kept in effect until all work required to be performed under the terms of the contract is satisfactorily completed, as evidenced by the formal acceptance by the City. Evidence, as above set forth, shall consist of furnishing to the City and Companies copies of all such insurance policies, before work is commenced. Railroad Companies should be notified ten (10) days in advance of cancellation or termination of any insurance."

12. In addition to the insurance requirements made of the City's contractor or contractors, the City agrees to assume and protect, indemnify and save harmless the companies, or any of them, from and against all loss, cost, damage or expense or claims therefor for injury to or death of persons, whether employees of the City or of the Companies, or otherwise, and for damage to any property of the Companies, or any of them, or otherwise, in any manner due to, arising out of or connected with the exercise of the privileges accorded to the City and its contractors under this agreement.

13. After completion of the work of construction of the Bridge as hereinbefore described, the City shall, at its own cost and expense, perform any and all work in connection with the maintenance, renewal, removal, additions to or alterations to the said bridge and its approaches.

14. The City shall pass the necessary legislation approving the terms and provisions of this contract, and directing the proper officials to execute this agreement on behalf of the City.

It is understood and agreed to by the parties to this instrument that neither the intent, the purpose, nor the obligation of this contract—if and when approved by the Pennsylvania Public Utility Commission—is such as to impair, or in anywise affect the exercise of the said Commission of any of the powers vested in it by the Pennsylvania Public Utility Commission Law.

15. The City agrees that the Companies shall have the right to attach, at the expense of the Companies, to the said Bridge, at any time after its com-

pletion, signal, signal posts, telegraph, telephone and other wires and conduits, or other devices as are or may be used in the operations of the Companies, or either of them, except that such work shall be subject to reasonable regulation and supervision by the City through the direction of Public Works that no such device shall be installed in such a manner as to constitute an obstruction to or interfere with the use or maintenance of the said bridge as a highway, or with the safety of the traveling public thereon.

The City shall have the right to enter upon the said premises for the purpose of maintenance and repair of the said overhead structure—provided that the Companies be given due notice of any intention to enter upon the said property, and that the Companies be furnished with plans or such information as they desire in connection therewith, and that the manner of conducting the said work and the clearance to be maintained shall first have the approval of the Chief Engineer of The Baltimore and Ohio Railroad Company, or his duly authorized representative.

16. It is understood that the minimum construction clearance of twenty-two feet vertical above the top of the rails, and ten feet horizontal from the center line of the track will be permitted by the Companies.

17. The Companies, or either of them, shall put in execution such "slow orders" as may be necessary to carry on the work under this agreement with reasonable economy and dispatch. It is understood that any required speed of less than thirty (30) miles per hour is an unreasonable restriction of traffic.

18. Upon the permanent abandonment of the Bridge to be constructed, the City, at its sole cost and expense, shall remove the said bridge, and, during the time of such work the City shall protect the Companies, or either of them, against any claims for damages whatsoever, and shall reimburse the Companies, or either of them, for all expenses incurred by them in connection with the protection of their property and the use of the same, in the same manner as hereinbefore set forth with relation to protecting during construction.

Upon such permanent abandonment of the said Bridge, the easement hereby

granted for such overhead structure shall cease and terminate, and shall revert to the Companies.

19. This agreement shall take effect at the expiration of thirty days from the date when a copy thereof shall be filed in the office of the Secretary of the Pennsylvania Public Utility Commission, Harrisburg, Pennsylvania; provided, that if the said Commission, shall, prior to the expiration of such period, institute proceedings effecting its validity under the provisions of Section 911, Article IX of the Public Utility Law, this contract shall become effective only upon the approval thereof by the Commission.

IN WITNESS WHEREOF, the said Companies have caused their respective corporate names to be hereunto signed by their respective Vice-Presidents, and their respective corporate seals hereto attached, duly attested by their respective Secretaries; and this contract is signed and executed for and on behalf of the City of Pittsburgh, by its Mayor and the Director of the Department of Public Works with its seal duly affixed—said execution having been duly authorized by Ordinance of Council of the said City.

THE BALTIMORE AND OHIO
RAILROAD COMPANY

By.....
Vice-President.

ATTEST:

.....
Secretary.
THE PITTSBURGH JUNCTION
RAILROAD COMPANY

By.....
Vice-President.

ATTEST:

.....
Secretary.
Approved as to form:
.....
Director, Dept. of Public Works.
.....
City Solicitor.
.....

Countersigned:

.....
City Controller.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 13, 1939.

Approved July 14, 1939.

Ordinance Book 50, Page 152.

No. 387

AN ORDINANCE — Accepting the amended offer of the United States of America to aid by way of grant in financing the construction of retaining walls, identified as "Docket No. Pa. 1599-F," and agreeing to the terms thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the amended offer of the United States of America to the City of Pittsburgh, State of Pennsylvania, to aid by way of grant in financing the construction of retaining walls identified as "Docket No. Pa. 1599-F," a copy of which reads as follows:

P. W. 89993-9

FEDERAL EMERGENCY ADMINISTRATION OF PUBLIC WORKS

Washington, D. C.

Dated: June 10, 1939

Docket No. Pa. 1599-F

City of Pittsburgh,
Pittsburgh, Allegheny County,
Pennsylvania.

The United States of America hereby offers to amend the contract created by the acceptance by the City of Pittsburgh, on November 18, 1938, of the Offer made by the United States of America and dated November 2, 1938, by striking out Paragraph 1 of said Offer and inserting in lieu thereof the following paragraph:

"1. Subject to the Terms and Conditions (PWA Form No. 230, as amended to the date of this Offer), which are made a part hereof, the United States of America hereby offers to aid in financing the construction of retaining walls on Iten and Waldeck streets (herein called the "Project") by making a grant to the City of Pittsburgh (herein called the "Applicant") in the amount of 45 percent of the cost of the Project upon completion, as determined by the Federal Emergency Administrator of Public Works (herein called the

"Administrator"), but not to exceed, in any event, the sum of \$30,150."

UNITED STATES OF AMERICA,
Federal Emergency Administrator
of Public Works.

By (s) E. W. CLARK.

For the Asst. Administrator.
be and the same is hereby in all respects accepted.

Section 2. That the said City of Pittsburgh agrees to abide by all the terms and conditions of said offer, including the terms and conditions annexed thereto and made a part thereof.

Section 3. That the Mayor be and he is hereby authorized and directed forthwith to send to the Federal Emergency Administration of Public Works, three certified copies of this ordinance and such further documents or proofs in connection with the acceptance of said offer as may be requested by the Federal Emergency Administration of Public Works.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance. With particular reference to Ordinance No. 378, approved August 18, 1938 and Ordinance No. 351, approved July 1, 1939.

Passed July 13, 1939.

Approved July 14, 1939.

Ordinance Book 50, Page 157.

No. 388

AN ORDINANCE—Authorizing and directing the issue and sale of short-term promissory notes of the City of Pittsburgh, amounting to Three Hundred Thousand (\$300,000.00) Dollars, to provide funds to pay the City's share of the cost of General Public Improvements to be carried out by the Department of Public Works, and providing for the redemption of said promissory notes and the payment of interest thereon.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the proper officers of the city are hereby authorized and directed to issue and*

promissory notes of the City of Pittsburgh in the principal sum of Three Hundred Thousand (\$300,000.00) Dollars, to provide funds to pay the City's share of the cost of General Public Improvements to be carried out by the Department of Public Works. The said promissory notes shall be dated as of the 1st day of July, 1939, and shall be payable on the 1st day of July, 1940. Said notes shall bear interest at a rate of not less than one-quarter ($\frac{1}{4}\%$) per centum per annum and not exceeding two and one-half ($2\frac{1}{2}\%$) per centum per annum to be determined by the acceptance of a bid submitted in accordance with public advertisement, as hereinafter provided, payable semi-annually during the term of said notes from the date thereof, without deduction for any taxes which may be levied thereon or on the debt secured thereby by the Commonwealth of Pennsylvania, except succession or inheritance taxes, pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said notes shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City.

Section 2. The sale of said promissory notes in the aggregate principal sum of \$300,000.00 to be issued for purposes aforesaid, which notes shall be issued in amounts of \$50,000.00 each, shall be advertised once in at least two newspapers of general circulation in the City of Pittsburgh, which advertisement shall provide that bids for said notes will be received at the rates of interest of not less than one-quarter ($\frac{1}{4}\%$) per centum per annum and not more than two and one-half ($2\frac{1}{2}\%$) per centum per annum, payable semi-annually, and said notes shall be sold by the Mayor and the City Controller not earlier than the third calendar business day following said advertisement, as provided by law, to the highest responsible bidder who shall offer to purchase the same at the lowest interest rate at which a bid or bids are received; provided, however, that the notes shall be sold at not less than the face value thereof and accrued interest.

Section 3. There is hereby levied and assessed upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for city pur-

poses, a tax for the year 1940 sufficient to pay the said notes at maturity, with interest and State tax thereon. There is hereby appropriated out of the general funds of the city a sum sufficient to pay the interest to be due and payable under the terms of said notes. The indebtedness evidenced by said notes may be funded at maturity by the issuance of bonds, pursuant to law, and in said event the tax herein levied shall thenceforth be inoperative.

Section 4. That the said notes shall, by the authority of this ordinance and the Act of Assembly authorizing the same, be entitled to all the rights, privileges and immunities thereof, and shall be free from tax, as aforesaid, and for the payment of the principal thereof and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of the City of Pittsburgh are hereby pledged.

Section 5. That said notes shall be executed in the name of the City of Pittsburgh by the Mayor and countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh. In case of the absence or disability of either of such officials, or by their refusal to act, the notes shall be signed by the city official authorized by law or by resolution of Council to act in his place. The form of the notes to be used in pursuance of this ordinance shall be substantially as follows: \$50,000.00

Pittsburgh, Pennsylvania
-----1939

On -----, 1940, the City of Pittsburgh, Pennsylvania, promises to pay to the order of ----- legal representatives or assigns, the sum of Fifty Thousand (\$50,000.00) Dollars lawful money of the United States, with interest thereon at the rate of ----- per centum (---%) per annum from the date hereof, the interest being payable semi-annually on the ----- day of ----- and ----- during the term hereof. Both principal and interest are payable at the office of the Treasurer of the City of Pittsburgh, Pennsylvania.

This note is issued by the City of Pittsburgh, Pennsylvania, for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act authorizing cit-

ies of the second class to issue and sell short-term promissory notes," approved July 12, 1935, P. L. 722; and in pursuance of an ordinance of the City of Pittsburgh duly enacted, recorded and published in the manner required by law; and constitutes a general obligation of the City of Pittsburgh, Pennsylvania, and for the true and faithful payment of the principal hereof together with the interest and State tax hereon, as herein provided, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

The interest hereon shall be payable without deduction for any taxes which may be levied upon this note or on the debt secured hereby, by the Commonwealth of Pennsylvania, except succession or inheritance taxes, pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh.

This note is transferable only on the books of the said City Treasurer.

CITY OF PITTSBURGH

By -----,

Mayor.

Countersigned:

-----,
City Controller.

Registered this ----- day of -----,
A. D. 19---, at the office of the City
Treasurer of the City of Pittsburgh,
Pennsylvania.

Treasurer.

Section 6. That the proper officers of the City of Pittsburgh are hereby directed to prepare and file in the Court of Quarter Sessions of Allegheny County, Pennsylvania, a statement in the manner and form required by law in connection with this indebtedness.

Section 7. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 13, 1939.

Approved July 14, 1939.

Ordinance Book 50, Page 158.

No. 389

AN ORDINANCE — Appropriating sums totalling Two Hundred Six Thou-

sand (\$206,000.00) Dollars from Bond Fund No. 143 for the payment of the City's share of the cost of Unemployment Relief Projects, to be carried out by the Department of Public Works in conjunction with the Federal Works Progress Administration, its successor or successors.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That sums totaling Two Hundred Six Thousand (\$206,000.00) Dollars, or so much thereof as may be necessary, shall be and the same are hereby appropriated from Bond Fund No. 143 for the payment of the City's share of the cost of Unemployment Relief Projects, to be carried out by the Department of Public Works in conjunction with the Federal Works Progress Administration, its successor or successors, for the purposes and in the amounts hereinbelow set forth: For the purchase of supplies, materials, tools and equipment, the rental of tools, equipment and trucks for the following listed projects:*

Item No.	Description	Amount
1	For Dirt Street Improvements	\$80,000.00
2	For Repairs of Surfaced Streets	8,000.00
3	For Repairs and Improvements of City Steps	1,000.00
4	For Construction and Reconstruction of Curbs and Sidewalks along frontage of Private and Public Properties	4,000.00
5	For Repairs and Improvements of City Parks	17,000.00
6	For Repairs and Improvements of City Playgrounds	12,000.00
7	For Repairs and Construction of Sewers	16,000.00
8	For Replacements and Extensions of City Water Mains	11,000.00
9	For Sealing Abandoned Mines and Checking Mine Fires	1,000.00
10	For Repairs and Construction of City Cribs, Walls and Barriers	6,000.00
11	For Repairs and Improvements of City Parks and	

	Playgrounds by National Youth Administration	4,000.00
12	For Payment of Salaries and Wages of City Employees, regular and temporary while assigned to Unemployment Relief Projects	40,000.00
13	For Rental of Office or Warehouse Space, Rental or Purchase of Tools, Equipment, Instruments, Office and Drafting Room Equipment and Appliances; Purchase of Office and Drafting Room Materials and Supplies; Expenses on account of Miscellaneous Services, Repairs, Transportation and such other incidental and contingent expenditures which may be necessary for proper carrying out of the work	5,500.00
14	For Automobile Transportation for Engineers, Overseers and Supervisors Engaged on the Supervision of Unemployment Relief Projects	500.00

Total ----- \$206,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 13, 1939.

Approved July 14, 1939.

Ordinance Book 50, Page 160.

No. 390

AN ORDINANCE—Authorizing the City of Pittsburgh to convey, by proper deed of conveyance, a certain right of way to the MACEDONIA BAPTIST CHURCH of Pittsburgh, a corporation, over property owned by the City of Pittsburgh and situate in the Fifth Ward of the City of Pittsburgh, said right of way to begin at Kirkpatrick street and to terminate at the easterly end of Tomahawk way.

WHEREAS, the City of Pittsburgh, by deed of recent date, purchased from the Housing Authority of the City of Pittsburgh certain real estate, bounded on the West by Kirkpatrick street and on the South by Bedford avenue, Fifth Ward, in the City of Pittsburgh, said real estate to be used as a playground to replace the playground formerly located on the site recently known as Ammon Playground; and

WHEREAS, prior to the purchase by the City of Pittsburgh of the above mentioned land, it was commonly understood between the City of Pittsburgh, the Housing Authority of the City of Pittsburgh, and the Macedonia Baptist Church, that a right of way would be conveyed to said Church; and

WHEREAS, if a right of way is not conveyed to the Macedonia Baptist Church of Pittsburgh, said Church will have no means of access and ingress to the rear of its building, and will be unable to service said building with coal or to provide for any other of its needs requiring the use of trucks,

NOW THEREFORE,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor of the City of Pittsburgh be, and he is hereby authorized, in consideration of one dollar and other good and valuable considerations, to execute and deliver unto the Macedonia Baptist Church of Pittsburgh, a Corporation, a deed of conveyance of the following described right of way:

A roadway ten (10 feet wide, entering the playground from Kirkpatrick street, approximately one hundred and seventy-five (175) feet north of the north line of Bedford avenue; said roadway to skirt the sun bathing area at the north end of the proposed swimming pool, and to extend approximately to the center line of Shaffer street produced; thence to extend in a southerly direction to present Tomahawk way, all in accordance with Department of City Planning Plan No. 4012.009, dated November 29, 1938, and approved by the Commission January 17, 1939. Said roadway to be more particularly described in the deed of conveyance upon request of the Bureau of Engineering of the Department of Public Works of the City of Pittsburgh.

Section 2. The deed conveying the above described right of way shall contain a limitation to the end that the said right of way shall be given so long as the Macedonia Baptist Church, its successors or assigns, shall use the property upon which said Church is located for church or religious purposes.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 13, 1939.

Approved July 14, 1939.

Ordinance Book 50, Page 161.

No. 391

AN ORDINANCE — Authorizing the Mayor and the City Controller to negotiate and make on behalf of the City of Pittsburgh an emergency loan in an amount not to exceed \$750,000.00, which shall be payable out of the income of the City of Pittsburgh for the year 1939, and if not so paid shall be included in the estimate of liabilities of the City to be met out of receipts for the year 1940 before ordinary appropriations may be made therefrom.

WHEREAS, The Act of the General Assembly of the Commonwealth of Pennsylvania, approved June 23, 1931, P.L. 922, pertaining to cities of the second class, provides that "if through emergency it shall become necessary for the Council to obtain additional appropriating power, it shall be lawful for the Council to authorize the creation of one or more emergency loans not exceeding in the aggregate \$750,000.00, at any one time, which, unless paid within the year in which they are created, shall be included by the City Controller in his estimate of liabilities which must be met out of the receipts of the ensuing year before ordinary appropriations may be made therefrom," and

WHEREAS, It is necessary for the City of Pittsburgh to obtain funds for its immediate requirements in ad-

vance of the receipts of income in order that it may meet its maturing obligations, and that the Mayor and the Controller have signed and delivered to Council, as provided by Section 13 of the Act of Assembly, approved May 31, 1911, P.L. 461, a certificate that an emergency exists, and by reason of said emergency it is necessary that Council obtain additional appropriating power, and no emergency loans as authorized by said Acts of Assembly are now outstanding. Now, therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That under the powers conferred by the aforesaid Acts of Assembly and to enable the City of Pittsburgh to obtain funds to meet its maturing obligations, the Mayor and the City Controller be and they are hereby authorized and directed to negotiate and make on behalf of the City of Pittsburgh a temporary emergency loan not exceeding \$750,000.00, to be evidenced by a note or notes of the City of Pittsburgh, payable on or before January 1, 1940, and bearing interest at a rate not to exceed two (2%) per centum per annum.*

Section 2. That for the purpose of providing the funds for the payment of said note or notes at maturity, all receipts of income by the City of Pittsburgh during the balance of the year 1939, exclusive of sinking fund, interest and tax charges of the City, are hereby appropriated, and to the extent that said loan or loans are not paid by the City out of income for the balance of the year 1939, the unpaid portion of said loan or loans shall be included by the City Controller in his estimate of liabilities which must be met out of the receipts for the year 1940, before ordinary appropriations may be made therefrom.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 14, 1939.

Approved July 17, 1939.

Ordinance Book 50, Page 162.

No. 392

AN ORDINANCE—Authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Seven Hundred Fifty Thousand (\$750,000.00) Dollars, and providing for the issue of bonds of said City in said amount to provide funds for the payment of the current ordinary expenses of conducting the public business of said City, and providing for the redemption of said bonds and the payment of interest thereon.

WHEREAS, In order to provide ready money to meet the current obligations of the City it is necessary to anticipate the uncollected revenues by issuing bonds; Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the indebtedness of the City of Pittsburgh be increased by the amount of Seven Hundred Fifty Thousand (\$750,000.) Dollars, to provide funds for the payment of the current ordinary expenses of conducting the public business of said City and providing for the redemption of said bonds and the payment of interest thereon.*

Section 2. That bonds of the City of Pittsburgh in the aggregate principal amount of Seven Hundred Fifty Thousand (\$750,000.00) Dollars be issued for the purpose aforesaid. Said bonds shall be issued in denominations of One Thousand Dollars (\$1,000.00) each; shall be dated as of the first day of August, 1939, and shall be payable in five (5) equal annual installments of One Hundred Fifty Thousand (\$150,000.00) Dollars each, one of which shall mature on the first day of August in each of the years 1940 to 1944, inclusive. Said bonds shall bear interest at the rates of not less than one half ($\frac{1}{2}$ %) per centum per annum and not more than four (4%) per centum per annum, payable semi-annually on the first day of August and February in each year, without deduction for any taxes which may be levied on said bonds or the interest thereon, by the Commonwealth of Pennsylvania, except succession, estate, inheritance and gift taxes, the payment of which taxes is hereby as-

sumed by the City of Pittsburgh. The principal and interest of said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for a registered bond or bonds of the same maturity and denomination, by surrendering such coupon bond or bonds with all coupons not yet due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense to be charged to Appropriation No. 42, Contingent Fund.

Registered bonds shall be registered with the City Treasurer, and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with facsimile signature of the City Controller. In case of the absence or disability of any of such officials, the bonds shall be signed by the City official authorized by law or by resolution of Council to act in his place.

Each of said bonds shall be known and designated as Current Expense Bond, 1939.

Section 3. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, after giving such notice of sale as may be required by law.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said debt shall have been increased or incurred, namely the year 1940, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and any tax thereon or on said interest which by the terms of said bonds is assumed by the City and also an annual tax commencing in said year equal to 20% of the total amount of said bonds hereby authorized, to be

set apart as a sinking fund for the payment of the principal and redemption of said bonds as they become due and payable according to their terms, and the same is hereby appropriated out of the revenues of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights, privileges and immunities thereof, and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No. _____ No. _____
\$ _____ \$ _____

UNITED STATES OF AMERICA
COMMONWEALTH OF PENNSYLVANIA
CITY OF PITTSBURGH
CURRENT EXPENSE BOND, 1939

KNOW ALL MEN BY THESE PRESENTS, That the City of Pittsburgh, a municipal corporation created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to the bearer in the sum of _____ (\$ _____) Dollars, lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of August A. D. _____, with interest thereon from the date hereof at the rate of _____

per centum per annum payable semi-annually to the bearer of the annexed coupons at the time and place therein specified without deduction for any taxes which may be levied upon this bond or the interest thereon by the Commonwealth of Pennsylvania, except succession, estate, inheritance and gift taxes, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby irrevocably pledged.

Any one or more of these coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and denomination, by surrendering the said coupon bond or bonds, with all coupons not then due at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to Seven Hundred Fifty Thousand (\$70,000.00) Dollars issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901; and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and in pursuance of an Ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Seven Hundred Fifty Thousand (\$70,000.00) Dollars, and providing for the issue of bonds of said City in said amount to provide funds for the payment of the current ordinary expenses of conducting the public business of said city and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on _____, 19____, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and

State tax hereon, and also the principal hereof at maturity; that the total amount of the indebtedness of the City of Pittsburgh, created without the consent of the electors thereof, including the entire issue of the above mentioned bonds, aggregating Seven Hundred Fifty Thousand Dollars (\$750,000.00) of which this is one, is less than two per centum (2%) of the last preceding assessed valuation of the taxable property therein; and the entire indebtedness of the City of Pittsburgh, including the entire issue of the above mentioned bonds, of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller as of the first day of August, 1939.

(Seal of the City of Pittsburgh)
CITY OF PITTSBURGH

By _____ Mayor.

Countersigned:

City Controller.

(Form of Coupon)

On this _____ day of _____, 19____, the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasurer of said City (\$_____) Dollars lawful money of the United States of America, for six months interest on its Current Expense Bond, 1939, dated as of _____, numbered _____.

City Controller.

The registered bonds issued in pursuance of this ordinance shall be in substantially the following form:

No. _____ No. _____
\$ _____ \$ _____

UNITED STATES OF AMERICA
COMMONWEALTH OF PENNSYLVANIA
CITY OF PITTSBURGH
CURRENT EXPENSE BOND, 1939
KNOW ALL MEN BY THESE PRESENTS, That the City of Pittsburgh, a

municipal corporation created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to ----- in the sum of ----- (\$-----) Dollars, lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said ----- legal representatives or assigns, at the office of the City Treasurer of said City on the first day of August, A.D. 19-----, with interest thereon at the rate of ----- per centum per annum, payable at the same place on the first days of August and February of each year without deduction for any taxes which may be levied hereon or on the debt secured hereby by the Commonwealth of Pennsylvania pursuant to any present or future law, except succession, estate, inheritance and gift taxes, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged. This bond is transferable only on the books of the said City Treasurer.

This bond is one of a series of bonds amounting in the aggregate to Seven Hundred Fifty Thousand (\$750,000.00) Dollars issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and in pursuance of an Ordinance of the City

of Pittsburgh entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Seven Hundred Fifty Thousand (\$750,000.00) Dollars, and providing for the issue of bonds of said City in said amount to provide funds for the payment of the current ordinary expenses of conducting the public business of said city, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on ----- 19-----, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and State tax and also the principal hereof at maturity; that the total amount of the indebtedness of the City of Pittsburgh, created without the consent of the electors thereof, including the entire issue of the above mentioned bonds, aggregating Seven Hundred Fifty Thousand (\$750,000.00) Dollars of which this is one, is less than two per centum (2%) of the last preceding assessed valuation of the taxable property therein; and the entire indebtedness of the City of Pittsburgh including the entire issue of the above mentioned bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller as of the first day of August, 1939.

CITY OF PITTSBURGH

By -----

Mayor.

(Seal of the City of Pittsburgh)
Countersigned:

City Controller.

Registered this ----- day
of ----- A.D. 19-----, at

the office of the City Treasurer of Pittsburgh, Pennsylvania.

Registrar.

Section 7. Pending the execution and delivery of the permanent bonds to be issued under this Ordinance, the Mayor and City Controller are authorized to have prepared, and to execute and deliver to the purchaser of the bonds hereby authorized, one or more temporary typewritten or printed bonds for the aggregate principal amount of the bonds authorized by this Ordinance, which temporary bonds shall be in such denominations and amounts as the Mayor and Controller may determine, and shall be substantially of the tenor of the registered bonds to be issued hereunder, with such appropriate omissions, insertions, and variations as may be required. Each of said temporary bonds shall bear on its face the words, "Current Expense Bond, 1939." Such temporary bonds shall be exchangeable at the office of the City Controller for a like principal amount or amounts of permanent bonds, when such permanent bonds are ready for delivery.

Upon every such exchange the temporary bonds surrendered shall forthwith be cancelled by the City Controller. Until so exchanged the temporary bonds shall be in full force and effect according to their terms, and shall bear interest from the date thereof.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 14, 1939.

Approved July 17, 1939.

Ordinance Book 50, Page 163.

No. 393

AN ORDINANCE—Creating and establishing the position of temporary Assistant Radio Operator in the Department of Public Safety, Bureau of Police, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Department of Public Safety, Bureau of Police, be and it is hereby authorized and directed to employ one temporary Assistant Radio Operator for a period of fourteen weeks at the rate of \$2,550.00 per annum, payable from and chargeable to Code Account 1443, Salaries, Regular Employees, Bureau of Police.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 18, 1939.

Approved July 21, 1939.

Ordinance Book 50, Page 168.

No. 394

AN ORDINANCE—Amending a portion of Section 12, City Planning Commission, of Ordinance No. 618, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939, as supplemented by Ordinance No. 42, approved February 1, 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a portion of Section 12, City Planning Commission, of Ordinance No. 618, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939, as supplemented by Ordinance No. 42, approved February 1, 1939, which reads:

"One Draftsman, \$165.00 per month, payable from the particular fund or funds appropriated by Ordinance for said purposes."

shall be and the same is hereby amended to read:

One Researcher, \$165.00 per month.

Section 2. That any Ordinance or

part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 18, 1939.

Approved July 21, 1939.

Ordinance Book 50, Page 168.

No. 395

AN ORDINANCE — Authorizing the issuance of warrants in favor of Highways Equipment Company for \$310.00, and Pittsburgh Coal Company for \$66.96, in payment of supplies furnished and miscellaneous services rendered for the benefit of the City without previous authority of Law in the total sum of \$376.96.

WHEREAS, Supplies were furnished and miscellaneous services rendered for the benefit of the City without previous authority of Law in the total sum of \$376.96, and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for the payment of supplies furnished and miscellaneous services rendered for the benefit of the City without previous authority of Law, Therefore.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in favor of the following in payment of supplies furnished and miscellaneous services rendered for the benefit of the City, in the respective amounts set opposite their names and to charge same to the code accounts designated.*

Highways Equipment Company — \$310.00 Misc. Services, Code Account 1634.

Pittsburgh Coal Company — \$66.96 Supplies, Code Account 1800.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1939.

Approved July 21, 1939.

Ordinance Book 50, Page 169.

No. 396

AN ORDINANCE — Authorizing the issuance of a warrant in favor of Underwood Elliott Fisher Company for \$215.61 in payment for equipment furnished for the benefit of the City without previous authority of Law.

WHEREAS, Equipment was furnished for the benefit of the City without previous authority of Law in the total sum of \$215.61, and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for the payment of equipment furnished for the benefit of the City without previous authority of Law, Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Underwood Elliott Fisher Company for \$215.61 in payment for equipment furnished for the benefit of the City and to charge same to code accounts designated below.*

\$150.00—Unemployment Relief Projects, B. F. 140-12.

65.61—P. W. A. Project, Docket 1590-F, B. F. 136-1A.

Total \$215.61

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1939.

Approved July 21, 1939.

Ordinance Book 50, Page 169.

No. 397

AN ORDINANCE—Appropriating and setting aside the sum of \$18,-

200.00 from Bond Fund No. 139, Bigelow boulevard and Other Improvements, for the purpose of paying property damage settlements authorized by Resolution No. 69, approved June 15, 1939, in connection with the Improvement of Bigelow boulevard, as widened and relocated.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That there is hereby appropriated and set aside the sum of \$18,200.00 from Bond Fund No. 139, Bigelow boulevard and Other Improvements, for the purpose of paying property damage settlements authorized by Resolution No. 69, approved June 15, 1939, in connection with the Improvement of Bigelow boulevard, as widened and relocated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1939.

Approved July 21, 1939.

Ordinance Book 50, Page 170.

No. 398

AN ORDINANCE—Amending portions of Section 1 of Ordinance No. 190, approved May 29, 1937, entitled, "An Ordinance providing for a contract or contracts for making alterations and providing additional equipment at the Filtration Plant and Pumping Stations; for repairing Heth's Run Bridge, and for constructing a relief sewer on South 24th street, and providing for payment of costs thereof from funds otherwise appropriated therefor from the proceeds derived from the sale of promissory notes, authorized by Ordinance No. 443, approved December 12, 1936."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the portions of Section 1 of Ordinance No. 190, approved May 20, 1937, entitled, "An Ordinance providing for a contract or contracts for making alterations and providing additional equipment at the*

Filtration Plant and Pumping Stations; for repairing Heth's Run Bridge; and for constructing a relief sewer on South 24th street, and providing for payment of costs thereof from funds otherwise appropriated therefor from the proceeds derived from the sale of promissory notes, authorized by Ordinance No. 443, approved December 12, 1936," which read:

*"Rehabilitation of heating, ventilating system and electrical equipment at the Filtration Plant.....\$64,000.00
Flood Protection Work at Brilliant and Ross Pumping Stations 26,000.00"*

shall be amended to read:

*"Rehabilitation of rate controllers, heating, ventilating system and electrical equipment at the Filtration Plant\$60,000.00
Flood Protection work at Brilliant and Ross Pumping Stations and foundations and equipment at Ross Pumping Station.... 30,000.00"*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1939.

Approved July 21, 1939.

Ordinance Book 50, Page 170.

No. 399

AN ORDINANCE—Providing for a contract or contracts for the painting of the two Spring Hill Steel Water Storage Tanks at Erk way and Lappe Lane and Allentown Water Storage Tank No. 1 at Science street, and for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the painting of the two Spring*

Hill Steel Water Storage Tanks at Erk way and Lappe lane and of Allentown Water Storage Tank No. 1 at Science street in accordance with the laws and ordinances governing said City, in an amount not exceeding Three Thousand Six Hundred Dollars (\$3,600.00), chargeable to and payable from Code Account No. 1786, Repairs, Distribution Division, Bureau of Water.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 18, 1939.

Approved July 21, 1939.

Ordinance Book 50, Page 171.

No. 400

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing of Hose for the Bureau of Fire and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Hose for the Bureau of Fire at a cost not to exceed the sum of \$900.00 for the Bureau of Fire, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1469-F, Bureau of Fire.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 18, 1939.

Approved July 21, 1939.

Ordinance Book 50, Page 171.

No. 401

AN ORDINANCE — Approving the "STEINBACH PLAN OF LOTS," in the Tenth Ward of the City of Pittsburgh, laid out by Lena Steinbach; accepting the dedication of a strip of ground 18.0 feet wide, as shown thereon, for public use for highway purposes, and opening the same for the widening of Stanton Courts North, and accepting the dedication of an 8-foot way, as shown thereon, for public use for pedestrian and utility purposes.

WHEREAS, Lena Steinbach, the owner of certain property in the Tenth Ward of the City of Pittsburgh, laid out in a plan of lots called "STEINBACH PLAN OF LOTS," has executed a deed of dedication to the City of Pittsburgh on said plan, for a strip of ground 18.0 feet wide along the northerly side of Stanton Courts North, for the widening of the same, and has released the said City from any liability for damages occasioned by the physical grading of the said public highway, to the grade as established by Ordinance No. 751, approved November 10, 1927, of record in Ordinance Book Volume 39, page 301, and for an 8-foot way for public use for pedestrian and utility purposes; **THEREFORE:**

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the "STEINBACH PLAN OF LOTS," situate in the Tenth Ward of the City of Pittsburgh, laid out by Lena Steinbach in March, 1939, and revised June 19, 1939, be and the same is hereby approved, and a strip of ground 18.0 feet in width as shown and dedicated on the said plan for the widening of Stanton Courts North is hereby accepted, and an 8-foot way as dedicated and shown thereon for public use for pedestrian and utility purposes is hereby accepted, the same being bounded and described separately as follows, to wit:*

18-Foot Strip for Widening

STANTON COURTS NORTH

Beginning at the intersection of the westerly line of Stanton Courts West, 40.0 feet in width, and the northerly line of Stanton Courts North, 32.0 feet in width, as laid out in the Stanton Heights Plan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book Volume 32, pages 172 and 173; thence extending along the westerly line of Stanton Courts West produced, North 30° 10' East, 18.02 feet to a point; thence South 62° 34' East, 197.48 feet, parallel to and 50.0 feet north of the southerly line of Stanton Courts North, to the easterly line of Stanton Courts East produced; thence along the easterly line of Stanton Courts East produced, South 12° 16' West, 18.65 feet to a point; thence North 62° 34' West, 203.24 feet, parallel to and 32.0 feet north of the southerly line of Stanton Courts North, to the place of beginning.

8-Foot Way For Pedestrian and Utility Purposes

Beginning at the intersection of the westerly line of Stanton Courts West, 40.0 feet in width, and the northerly line of Stanton Courts North, 32.0 feet in width, as laid out in the Stanton Heights Plan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book Volume 32, pages 172 and 173; thence extending North 62° 34' West, 110.13 feet to the westerly line of Stanton Heights Plan of Lots and the westerly line of the Steinbach Plan of Lots; thence along the westerly line of the Steinbach Plan of Lots, North 30° 10' East, 8.01 feet to a point; thence South 62° 34' East, 110.13 feet to the westerly line of Stanton Courts West thence along the westerly line of Stanton Courts West, South 30° 10' West, 8.01 feet to the place of beginning.

Section 2. The strip of ground 18.0 feet wide, as aforesaid dedicated to the said City for highway purposes shall be and the same is hereby appropriated and opened as a public highway, for the widening of Stanton Courts North to a width of 50.0 feet; and the 8-foot way as aforesaid dedicated to the said City for public use for pedestrian and utility purposes, shall be and the same is hereby appropriated and opened for the purposes as dedicated.

Section 3. The Department of Public

Works is hereby authorized and directed to enter upon, take possession of and appropriate the said strip of ground 18.0 feet wide, for a public highway for the widening of Stanton Courts North, and the 8-foot way for public use for pedestrian and utility purposes, in conformity with the provisions of this ordinance.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 18, 1939.

Approved July 21, 1939.

Ordinance Book 50, Page 172.

No. 402

AN ORDINANCE—Opening and widening BROADWAY, from Fallowfield Avenue to Neeld Avenue; providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That BROADWAY, from Fallowfield Avenue to Neeld Avenue, be and the same is hereby opened and widened to a variable width by taking for public use for highway purposes the property hereinafter designated and described as Portions "A" and "B" respectively, to wit:

PORTION "A"

All that portion of the right-of-way of the Mt. Washington Street Railway Company, included between Fallowfield Avenue and Neeld Avenue, said right-of-way being 30.0 feet in width, as conveyed by the Beechwood Improvement Company, Limited, to the Mt. Washington Street Railway Company, by deed dated January 23, 1903, and recorded in the Recorder's Office of Allegheny County in Deed Book Volume 1285, pages 172 and 182, inclusive.

PORTION "B"

Beginning at the intersection of the southerly line of the above mentioned right-of-way of the Mt. Washington Railway Company and the westerly line of Fallowfield Avenue, (formerly Eighth Avenue) as laid out in the West Liberty Plan of Lots No. 3, of record in the Recorder's Office of Allegheny County in Plan Book Volume 20, pages 118 and 119; thence extending South 1° 18' West, 12.40 feet along the westerly line of Fallowfield Avenue to a point; thence North 88° 42' West, 48.41 feet to a point of curve; thence westwardly by the arc of a circle deflecting to the left with a radius of 152.39 feet and a central angle of 25° 54' 40", for an arc distance of 68.92 feet to the southerly line of the right-of-way of the Mt. Washington Street Railway Company, at the dividing line between Lots Nos. 49 and 116 in the West Liberty Plan of Lots No. 3; thence eastwardly along the southerly line of the said right-of-way, 118.27 feet to the place of beginning.

Section 2. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to cause said BROADWAY, from Fallowfield Avenue to Neeld Avenue, to be opened and widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages and expenses occasioned thereby, and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania, relating thereto and regulating the same, and the City's share thereof shall be chargeable to and payable from Docket No. Pa. 2193-F, heretofore established as the account for all funds required for widening and repaving of streets, Schedule "C", as a Federal Emergency Administration of Public Works Docket.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 18, 1939.

Approved July 21, 1939.

Ordinance Book 50, Page 173.

No. 403

AN ORDINANCE—Approving CRESTLINE PLACE PLAN OF LOTS. in the Thirteenth Ward of the City of Pittsburgh, laid out by F. E. Wright and Model Home Builders; accepting the dedication of CRESTLINE STREET, CRESTLINE PLACE and SWISSVALE AVENUE, as shown thereon, for public use for highway purposes opening and naming the same, and establishing the grades thereon.

WHEREAS, F. E. Wright and Model Home Builders, the owners of certain property in the Thirteenth Ward of the City of Pittsburgh, laid out in a plan of lots called "CRESTLINE PLACE PLAN OF LOTS," have located certain streets thereon and executed a deed of dedication on said plan of all the ground covered by the said streets to the City of Pittsburgh for public use for highway purposes, and have released the said City from any liability for damages occasioned by the physical grading of said public highways to the grades hereinafter established; THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the CRESTLINE PLACE PLAN OF LOTS, in the Thirteenth Ward of the City of Pittsburgh, laid out by F. E. Wright and Model Home Builders in April, 1939, be and the same is hereby approved, and CRESTLINE STREET, CRESTLINE PLACE and SWISSVALE AVENUE, as located and dedicated on the said plan are hereby accepted.*

Section 2. The streets as aforesaid dedicated to the said City for public highway purposes shall be and the same are hereby appropriated and opened as public highways, and named CRESTLINE STREET, CRESTLINE PLACE and SWISSVALE AVENUE.

Section 3. The grades on CRESTLINE STREET, CRESTLINE PLACE and SWISSVALE AVENUE, laid out and dedicated in the CRESTLINE PLACE PLAN OF LOTS, are hereby established as described in Ordinance No. 360, approved July 1, 1939, and recorded in Ordinance Book Volume 50, page 152.

Section 4. The Department of Public Works is hereby authorized and direct-

ed to enter upon, take possession of and appropriate the said CRESTLINE STREET, CRESTLINE PLACE and SWISSVALE AVENUE for public highways in conformity with the provisions of this Ordinance.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 18, 1939.

Approved July 21, 1939.

Ordinance Book 50, Page 174.

No. 404

AN ORDINANCE -- Establishing the opening grades on CRYSLER STREET and HERMAN DRIVE, as laid out and proposed to be dedicated as legally opened highways, by the Hampton Hall Improvement Co., in the plan of lots called "HERMAN HEIGHTS" Plan of Lots No. 1, in the Nineteenth Ward of the City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That upon the approval of the "HERMAN HEIGHTS" Plan of Lots No. 1, proposed to be laid out by the Hampton Hall Improvement Co., in the Nineteenth Ward of the City of Pittsburgh, the grades to which CRYSLER STREET and HERMAN DRIVE, as shown thereon, shall be accepted as opened public highways, shall be as hereinafter set forth:*

CRYSLER STREET:

The grade of the north curb line shall begin at a point where the west nine-foot line of Elmbank street intersects the north eight-foot curb line of Crysler street, at an elevation of 1187.67 feet; thence by a convex parabolic curve for a distance of 46.0 feet, to an elevation of 1183.37 feet; thence falling at a rate of 13.7% for a distance of 113.18 feet to an elevation of 1167.86 feet, said point being at a point of curve in Lot No. 6.

HERMAN DRIVE, from Crysler Street to the northerly line of the Plan:

The grade of the west curb line shall begin at a point of curve in Lot No. 6, at an elevation of 1167.86 feet; thence falling at a rate of 13.7% for a distance of 51.84 feet to an elevation of 1160.86 feet; thence falling at a rate of 12.0% for a distance of 98.31 feet to the northerly line of the plan, at an elevation of 1149.06 feet.

HERMAN DRIVE, from Pioneer Avenue to the easterly line of the Plan:

The grade of the south curb line shall begin at a point in the east curb line of Pioneer Avenue at an elevation of 1172.71 feet; thence by a convex parabolic curve for a distance of 30.0 feet to a point of tangent at an elevation of 1170.31 feet; thence falling at a rate of 16.0 feet to the easterly line of the plan, at an elevation of 1153.19 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 18, 1939.

Approved July 21, 1939.

Ordinance Book 50, Page 175.

No. 405

AN ORDINANCE -- Amending Zoning

Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-E30, by changing from a "B" Residence, Thirty-Five Foot and First Area District to (a) an "A" Residence, Forty-Five Foot and Second Area District, all that certain property bounded by College street Walnut street; a line parallel with and distant 135 feet westwardly from College street; Elwood street; the easterly line of property fronting on the easterly side of College street; the northerly lines of properties fronting on the northerly side of Walnut street; the line of the present "A" Residence District west of South Highland avenue; Walnut street; the easterly line of property fronting on the easterly side of College street the northerly lines of properties fronting on the northerly side of Howe street; the westerly lines of properties fronting on the westerly side of South Highland avenue, and a

line parallel with and distant 120 feet southwardly from Howe street; (b) to an "A" Residence, Forty-Five Foot and Third Area District, all that certain property bounded by Walnut street; the easterly lines of the M. O'Hara Plan and the D. B. Maxwell et ux, Plan; Elmer street; a line parallel with and distant 110 feet westwardly from College street; Elwood street, and a line parallel with and distant 135 feet westwardly from College street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended by changing the Zone Map, Sheet Z-N10-E30, so as to change from a "B" Residence (U-5), Thirty-Five Foot (H-1) and First Area (A-1) District to (a) an "A" Residence (U-4), Forty-Five Foot (H-2) and Second Area (A-2) District all that certain property bounded by College street; Walnut street; a line parallel with and distant 135 feet westwardly from College street; Elwood street; the easterly line of property fronting on the easterly side of College street; the northerly lines of properties fronting on the northerly side of Walnut street; the line of the present "A" Residence District west of South Highland avenue; Walnut street; the easterly line of property fronting on the easterly side of College street; the northerly lines of properties fronting on the northerly side of Howe street; the westerly lines of properties fronting on the westerly side of South Highland avenue; and, a line parallel with and distant 120 feet southwardly from Howe street; (b) to an "A" Residence (U-4), Forty-Five Foot (H-2) and Third Area (A-3) District all that certain property bounded by Walnut street; the easterly lines of the M. O'Hara Plan and the D. B. Maxwell et ux, Plan; Elmer street; a line parallel with and distant 110 feet westwardly from College street; Elwood street; and, a line parallel with and distant 135 feet westwardly from College street.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 18, 1939.

Approved July 21, 1939.

Ordinance Book 50, Page 176.

No. 406

AN ORDINANCE—Granting unto DUQUESNE UNIVERSITY the right to construct, maintain and use a conduit under and across Colbert street, in the First Ward, Pittsburgh, Penna.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* The DUQUESNE UNIVERSITY of Pittsburgh, its successors and assigns be and are hereby given the right and authority at its own cost and expense to construct, maintain and use a 6" steam line and a 1½" return line to be encased in a 16" ricwil and 8 feet of 12" wrought iron pipe (over the present water line); said conduit to extend under and across Colbert street, in the 1st Ward, Pittsburgh, Penna., for the purpose of conveying steam from the present Gymnasium Building on the westerly side of Colbert street to the new Library Building on the easterly side of Colbert street, and being located as follows:

The center line of the conduit shall begin at a point on the westerly line of Colbert street distant 92.00 feet southwardly from the southerly line of Locust street; thence deflecting to the left 90°-0'-00" in an easterly direction a distance of 50.00 feet to the easterly line of Colbert street.

The foregoing conduit shall be laid in the location and in full conformance with the approved plan on file in the Division of Public Utilities, Bureau of Engineering, Department of Public Works and identified as Accession No. 482, Folder "B," said plan being entitled, "Underground Heating lines to new building, Duquesne University, Colbert and Locust streets, 1st Ward, Pittsburgh, Penna.

Section 2. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers and supervision over City streets and also to all

general or special Ordinances of the City of Pittsburgh which may hereafter be passed relating to the construction, maintenance and use of conduits in the City streets and compensation for same.

Section 3. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and sub-surface structures which may in any way be damaged or disturbed by reason of the construction, maintenance and use of the said conduit. All of the said work including the repaving of the street damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 4. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said conduit upon giving six (6) months notice through the proper officers pursuant to Resolution or Ordinance of Council to the said Duquesne University its successors and assigns, to that effect, and that the said grantee, when so notified, shall at the expiration of the said six months forthwith, remove the said conduit and replace the street to its original condition at its own cost and expense.

Section 5. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and sub-surface structures therein, by reason of the construction, maintenance and use of the said conduit, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 6. The foregoing rights and privileges are granted subject to the following conditions, to-wit: This Ordinance shall become null and void unless within thirty (30) days after its passage and approval the DUQUESNE UNIVERSITY shall file with the City Controller its certificate of acceptance of the provisions thereof, said certificate to be executed by the President and Secretary of the Duquesne University with its corporate seal attached.

Section 7. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 18, 1939.

Approved July 21, 1939.

Ordinance Book 50, Page 177.

No. 407

AN ORDINANCE—Fixing the rate of interest at one and eight-tenths (1.8%) per centum per annum on \$6,150,000.00, comprising Refunding Bonds 1939 in the amount of \$5,150,000.00 and Funding Bonds 1939 in the amount of \$1,000,000.00, which were sold July 18th, 1939, by authority of Ordinances Nos. 302 and 303 approved June 15th, 1939, and No. 348 approved June 21st, 1939.

WHEREAS, Ordinances Nos. 302 and 303 authorized and directed the sale of \$350,000.00 and \$4,800,000.00 Refunding Bonds 1939 and Ordinance No. 348 authorized and directed the sale of \$1,000,000.00 Funding Bonds 1939, at an interest rate of not less than one-half per centum per annum and not exceeding four per centum per annum payable semi-annually and

WHEREAS, under the terms of said ordinances and Acts of Assembly authorizing the same the bonds were advertised and sold to Halsey, Stuart & Co., Inc., at an interest rate of one and eight-tenths (1.8%) per centum per annum plus a premium of \$2706.00, Now Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Refunding Bonds 1939, Series B and C in the amount of \$5,150,000.00 authorized by Ordinances Nos. 302 and 303 and Funding Bonds 1939 in the amount of \$1,000,000.00 authorized by ordinance No. 348 shall bear interest at the rate of One and eight-tenths (1.8%) per centum per annum payable semi-annually.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and

the same is hereby repealed so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 11, 1939.

Ordinance Book 50, Page 178.

No. 408

AN ORDINANCE—Amending Section 1 of Ordinance No. 114, approved March 13, 1939, entitled—"An Ordinance creating a temporary position of Engineer in the Department of Public Works in charge of construction and installation of equipment for the proposed Incinerating Plant; fixing the rate of compensation therefor and providing for payment thereof."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the portion of Section 1 of Ordinance No. 114, approved March 13, 1939, entitled—"An Ordinance creating a temporary position of Engineer in the Department of Public Works in charge of construction and installation of equipment for the proposed Incinerating Plant; fixing the rate of compensation therefor and providing for payment thereof" which reads:*

"\$4,400.00"

shall be amended to read

"\$5,500.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and

the same is hereby repealed so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 179.

No. 409

AN ORDINANCE — Appropriating and setting aside the aggregate amount of \$261,250.00 for payment of the cost, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, water, park and recreation systems of the City in the Department of Public Works, to be carried out in connection with the Federal Works Agency, Public Works Administration Program, from the proceeds to be derived from the sale of General Public Improvement Notes.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the following sums, or so much thereof as may be necessary, are hereby set apart and appropriated from General Public Improvement Notes, for the payment of the cost, including engineering and other necessary expenses, for making improvements to the public highway, bridge and viaduct, sewerage, drainage, water, park and recreation systems of the City in the Department of Public Works, to be carried out in connection with the Federal Works Agency, Public Works Administration Program:*

Pa. Docket No.	Construction Cost	Engineering and Other Necessary Expenses	Total
1590 Sewerage systems in Four Mile Run, Negley Run Drainage Basins, Homewood Avenue and Fifth Avenue.....	\$155,621.00	\$15,000.00	\$170,621.00
1591 Water Storage Tanks, Lincoln, Allentown, and Squirrel Hill Districts, Pipe line replacement on Smallman Street, reinforcing main in the Oakland Heights District and Water Main Extension on 5th Avenue in the Oakland District.....	-----	2,000.00	2,000.00
1800 2 Comfort Stations in Parks and 10 Field Houses in Playgrounds.....	-----	1,000.00	1,000.00

1604	Herrs Island Bridge and Approach Walls--	-----	1,000.00	1,000.00
1616	Street Improvements, Schedule "A"-----	-----	5,000.00	5,000.00
1634	Swimming Pools and Bath Houses in Burgwin, Ammon, Pleasant Valley and Moore Playgrounds -----	5,000.00	4,000.00	9,000.00
1635	Street Improvements, Schedule "B"-----	6,000.00	1,500.00	7,500.00
1649	Highland Park Zoo Building Remodeling--	45,629.00	2,000.00	47,629.00
1967	Wilmot Street Bridge-----	-----	8,000.00	8,000.00
1987	Recreation Buildings in Ormsby, West Penn and Warrington Playgrounds-----	-----	4,000.00	4,000.00
2015	Bloomfield Bridge Sidewalk and Corliss Station Bridge Reconstruction-----	-----	1,500.00	1,500.00
2132	Mission Street Bridges Reconstruction and River Avenue Viaduct-----	-----	2,000.00	2,000.00
2208	13 Filter Houses in various swimming pools throughout the City with Filter Equipment and Appurtenances-----	-----	1,000.00	1,000.00
2299	Relief Sewers—California Avenue, Broad- head-Fording Road, Nittany and Valley Rue Streets -----	-----	1,000.00	1,000.00
TOTALS -----		\$212,250.00	\$49,000.00	\$261,250.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 179.

No. 410

AN ORDINANCE—Appropriating and setting aside the aggregate amount of \$748,594.52, for the payment of the cost for improvements to the public highway, bridge and viaduct, sewerage,

drainage, water, park and recreation systems of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the following sums, or so much thereof as may be necessary, are hereby set apart and appropriated from the proceeds derived from Grants of Funds of the Government of the United States, for payment of the cost for making improvements to the public highway, bridge and viaduct, sewerage, drainage, water, park and recreation systems of the City, in the Department of Public Works.

Pa. Docket No.		Cost of Construction and of Acquisition of or Damages to Property or Property Rights		Engineering and Other Necessary Expenses	Total
1590	Sewerage systems in Four Mile Run, Neg- ley Run Drainage Basins, Homewood Ave- nue and Fifth Avenue-----	\$156,194.00	\$-----		\$156,194.00
1599	Retaining Walls and Concrete Steps-----	16,750.00	-----		16,750.00
1600	2 Comfort Stations in Parks and 10 Field Houses in Playgrounds-----	18,436.70	-----		18,436.70

1634	Swimming Pools and Bath Houses in Burgwin, Ammon, Pleasant Valley and Moore Playgrounds	58,103.75	-----	58,103.75
1635	Street Improvements, Schedule "B".....	11,430.95	-----	11,430.95
1649	Highland Park Zoo Building Remodeling.....	25,388.00	-----	25,388.00
1967	Willmot Street Bridge.....	63,655.00	-----	63,655.00
1968	Rising Water Main from Brilliant Pumping Station, New Water Main on Second Avenue and South Side Water Lines.....	47,264.00	-----	47,264.00
2132	Mission Street Bridges Reconstruction and River Avenue Viaduct	13,888.37	-----	13,888.37
2193	Widening and Repaving of Streets—Schedule "C"	296,958.75	-----	296,958.75
2208	13 Filter Houses in various swimming pools throughout the City with Filter Equipment and Appurtenances.....	27,710.00	-----	27,710.00
2299	Relief Sewers—California Avenue, Broadhead-Fording Road, Nittany and Valley Rue Streets	12,815.00	-----	12,815.00
TOTALS		\$748,594.52	\$.....	\$748,594.52

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 180.

No. 411

AN ORDINANCE—Providing for a contract or contracts to be carried out as Federal Works Agency, Public Works Administration projects, for certain improvements to the public highway, sewerage, drainage, bridge and viaduct, park and recreation systems of the City of Pittsburgh, in the Department of Public Works and providing

for the payment of the cost thereof from funds otherwise appropriated therefor.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and Director of the Department of Public Works be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts including contracts for test holes, for making the following improvements to the public highway, sewerage, drainage, bridge and viaduct, park and recreation systems of the City of Pittsburgh, in the Department of Public Works in accordance with the laws and ordinances governing the said City, on improvements performed with financial aid from the Federal Works Agency, Public Works Administration, for sums not to exceed the following amounts, chargeable to and payable from Dockets as set forth:*

Pa. Docket No.	CONSTRUCTION OF RELIEF SEWERS	Estimated Cost
1590	Negley Run Drainage Basin—on Penn Avenue, Beechwood Blvd., Reynolds Street, Selwyn Street, Hastings Street and Juniata Place with a Branch Sewer on Penn Avenue and Denniston Avenue.....	\$155,000.00
1631	Thirty-Third Street Drainage Basin—Section II on North Euclid Avenue, Margaretta Street, Mellon Street, Rippey Street, Broad Street, N. St. Clair Street, Kirkwood Street and North Beatty Street.....	85,000.00

GRADING, REGRADING, PAVING, REPAVING, CURBING,
RECURBING AND OTHERWISE IMPROVING STREETS,
AVENUES AND BOULEVARDS.

1616	Wettach Street to Peralto Street, from E. Ohio Street to Vinial Street.	21,000.00
	Portions of Maytide Street from Saw Mill Run Boulevard to Browns- ville Road	30,000.00
	River Avenue, from Anderson Street to Warfield Street.....	75,000.00
1635	Riverview Park Road from Davis Avenue Bridge to First Angle North- wardly therefrom	30,000.00
2193	Stanton Avenue, from Butler Street to McCandless Street.....	85,000.00
	Panther Hollow Road from Hobart Street to a point about 1960 feet west	100,000.00
	Steuben Street, from Hershel Street to Middletown Road.....	84,000.00
	Rhine Street, from Itin Street to a point about 208 feet south of Buente Street	40,000.00
	Smallman Street, from 26th Street to 32nd Street.....	85,000.00
	Broadway, from Fallowfield Avenue to Neeld Avenue.....	230,000.00

IMPROVEMENTS TO CITY OWNED PARKS AND RECREATION
PROPERTIES

1649	Highland Park Zoo, Remodeling Inside Quarters and Facilities in the Bird Corridor and Service Department.....	52,000.00
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RECONSTRUCTION OF BRIDGES

1967	Wilmot Street Bridge Approaches.....	164,000.00
2015	Chartiers Avenue Bridge at Corliss Station—Superstructure and approaches	82,000.00
2132	Mission Street Bridges—East Superstructure.....	50,000.00

TOTAL.....\$1,368,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 181.

No. 412

AN ORDINANCE—Amending Ordinance No. 57, approved December 6, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as a Federal Emergency Administration of Public Works project for the constructing, equipping, establishing and furnishing of a municipal hospital and auxiliary buildings."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 1 of Ordinance No. 567, ap-

proved December 6, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as a Federal Emergency Administration of Public Works project for the constructing, equipping, establishing and furnishing of a municipal hospital and auxiliary buildings," be amended to read, "Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Health be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the construction of a new municipal hospital building and auxiliary buildings, including the necessary equipment and furnishings, in accordance with the laws and ordinances governing the City on improvements performed with financial aid from the Federal Emergency Administration of Public Works. Actual work to commence before December 31, 1938. Total estimated cost of complete project \$1,990,200.00 Federal Docket No. Pa. 2218-F."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 182.

No. 413

AN ORDINANCE—Amending a portion of Section 1 of Ordinance No. 75, approved February 21, 1939, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, bridge and viaduct, sewerage, drainage, park and recreation systems of the City of Pittsburgh in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor," as amended and supplemented.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a portion of Section 1 of Ordinance No. 75, approved February 21, 1939, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, bridge and viaduct, sewerage, drainage, park and recreation systems of the City of Pittsburgh in the Department of Public Works and providing for the payment of the cost thereof from funds otherwise appropriated therefor," as amended and supplemented, shall be amended by deleting the following:

"1612—Field House at Magee
Playground ----- \$ 8,500.00
Moore Playground —
Field House ----- \$23,000.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance,

and with special reference to Ordinance No. 137 approved March 22, 1939.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 183.

No. 414

AN ORDINANCE—Amending a portion of Section 1 of Ordinance No. 207, approved April 28, 1939, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor," as amended and supplemented.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a portion of Section 1 of Ordinance No. 207, approved April 28, 1939, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor," as amended and supplemented, which reads:

"1634—Pleasant Valley Play-
ground Swimming
Pool ----- \$ 46,000.00
Moore Playground
Swimming Pool and
Bath House ----- 150,000.00
1649—Highland Park Zoo,
Remodeling Inside
Quarters and Animal
Facilities ----- 106,300.00"

shall be amended to read:

"1634—Moore Playground

Swimming Pool and
Bath House -----\$169,000.00
1649—Highland Park Zoo,
Remodeling Inside
Quarters and Animal
Facilities ----- 120,000.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 184.

No. 415

AN ORDINANCE—Amending a portion of Section 1 of Ordinance No. 566, approved December 6, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park, recreation and water systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor.", as amended and supplemented.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a portion of Section 1 of Ordinance No. 566, approved December 6, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, sewerage, drainage, park, recreation and water systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor.", as amended and supplemented, shall be amended by deleting the following:
"East Ohio Street Wall

Partial Reconstruction-----\$45,000.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 184.

No. 416

AN ORDINANCE—Amending a portion of Section 1 of Ordinance No. 539, approved November 23, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, bridge and viaduct, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor.", as amended and supplemented.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a portion of Section 1 of Ordinance No. 539, approved November 23, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, bridge and viaduct, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor.", as amended and supplemented, shall be amended by deleting the following:

"Sullivan Playground — Field
House -----\$13,000.00"
"Chartiers Avenue — Between
Corliss Street and Straka
Street — Contract No. 1 —
Curbing on South Side —
Between Corliss Street and
DuBois Street ----- \$ 4,000.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the

same is hereby repealed, so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 185.

No. 417

AN ORDINANCE—Amending portions of Section 1 of Ordinance No. 388, approved August 22, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor.", as amended and supplemented.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That portions of Section 1 of Ordinance No. 388, approved August 22, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works Projects for certain improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor.", as amended and supplemented,*

which reads:

"1599—Waldeck Street and
Saw Mill Run Blvd.
Construction of Walls \$10,000.00"

shall be amended to read:

"1599—Waldeck Street—Construction of Walls—\$10,000.00"

and shall be further amended by deleting the following:

"Man Street—Construction
of steps ----- \$ 7,500.00"

"Beaver Avenue — between
Pennsylvania and Western
Avenue. Contract No. 1—
Sewers ----- \$14,000.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance, with especial reference to Ordinance No. 540, approved November 30, 1938.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 185.

No. 418

AN ORDINANCE—Amending Section 1 of Ordinance No. 403, approved September 10, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes.", as amended and supplemented.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the portion of Section 1 of Ordinance No. 403, approved September 10, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes.", and as amended and supplemented,*

which reads:

✓ "1968 Rising Water Main from Brilliant Pumping Station, and new Water Main on Second Avenue -----	\$307,750.00	\$13,000.00	\$320,750.00
2015 Bloomfield Bridge Sidewalk and Corliss Station Bridge Reconstruction -----	31,200.00	6,500.00	37,700.00"

shall be amended to read:

"1968 Rising Water Main from Brilliant Pumping Station and new Water Main on Second Avenue -----	\$284,750.00	\$13,000.00	\$297,750.00
2015 Bloomfield Bridge Sidewalk and Corliss Station Bridge Reconstruction ----	54,200.00	6,500.00	60,700.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book, 50, Page 186.

provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 187.

No. 419

AN ORDINANCE—Authorizing the City Controller to continue to employ a Technician, one who has a special or expert knowledge of collateral securities, values, credits and of the duties and requirements in receivership proceedings, for a period not to exceed six months, commencing August 12, 1939, at a salary not to exceed Four Hundred Dollars (\$400.00) per month.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the City Controller be and he is hereby authorized to continue to employ a Technician, one who has a special or expert knowledge of collateral securities, values, credits and of the duties and requirements in receivership proceedings.

Section 2. The employment shall be for a period not to exceed six months, commencing August 12, 1939, at a salary not to exceed Four Hundred Dollars (\$400.00) per month, and charge the same to Code Account No. 42, Contingent Fund.

Section 3. That any Ordinance or part of Ordinance, conflicting with the

No. 420

AN ORDINANCE — Authorizing the Mayor to employ C. C. C. Stotler as Technical Advisor for W. P. A. Project No. 17320 for Delinquent Tax Survey and listing of city owned property, and tax record installation for a period of six months at a compensation of \$250.00 per month.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor is hereby authorized to employ C. C. C. Stotler as Technical Advisor for W. P. A. Project No. 17320 for Delinquent Tax Survey and listing of city owned property, and tax record installation for a period of six months, at a compensation of \$250.00 per month. This employment is hereby exempted from the provisions of Section 42 of Ordinance No. 450, approved January 7, 1902, as amended, providing that employes and clerks of said City of Pittsburgh shall have resided in said city at least two years immediately prior to such appointment, it being the intent and purpose of this ordinance to secure the special expert service of said C. C. C. Stotler for the purpose herein set forth, payable from funds set aside for such purpose.

Section 2. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 187.

No. 421

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Welfare to sublet building situated at 317-319 Penn Avenue, to the United States of America, to carry out and complete an unemployment relief project as provided for in Ordinance No. 200, approved June 5, 1937.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Welfare be, and they are hereby, authorized to sublet building situated at 317 and 319 Penn Avenue to the United States of America, from June 30, 1939, to April 30, 1940, and the Government shall pay the lessor the sum of one dollar (\$1.00) for the aforesaid period of occupancy.

The lessor shall furnish to the Government during the occupancy of said premises, under the terms of lease, as part of the rental consideration, gas, electricity for light and power, and water.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 188.

No. 422

AN ORDINANCE — Setting aside and appropriating the sum of \$3,225.00 from B. F. 132, Public Improvement

"B" 1937 for the payment of the City's share of the cost to compile data for and install modern visible cumulative commodity purchase index; cumulative vender purchase record; comprehensive catalog index and refile all documents pertinent to purchase orders involved to be carried out by the Department of Supplies in conjunction with the Work Projects Administration.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the sum of \$3,225.00, or so much thereof as may be necessary, shall be and the same is hereby set aside and appropriated from B. F. 132, Public Improvement "B," 1937, for the payment of the City's share of the cost of compiling data for and installing modern visible cumulative commodity purchase index; cumulative vender purchase record; comprehensive catalog index and refile of all documents pertinent to purchase orders involved, to be carried out by the Department of Supplies in conjunction with the Work Projects Administration.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 188.

No. 423

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Max Parker for \$5,340.40 in payment for extra work done on contract in connection with a P. W. A. project for the benefit of the City, without previous authority of law.

WHEREAS Extra Work was done on contract in connection with a P. W. A. project for the benefit of the City without previous authority of law, and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for payment of extra work done on contracts for the benefit of

City without previous authority of law, Now, therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Max Parker for \$5,340.40 in payment for extra work performed on P. W. A. project, Docket No. PA-2154-F, Leech Farm Sanitorium Additions, for the benefit of the City and to charge the same to the code account designated:*

Max Parker, \$5,340.40, Code Acct. No. 137
Controller's Contract No. 7466

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 189.

No. 424

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Dudley S. Simms for \$288.42, for fire insurance on North 2, South 2 and North 3 Mental Buildings and additions thereto, Department of Public Welfare, without previous authority of law, and F. J. Alig for \$41.50 for furnishing parts and repairing gasoline pump, Sixth Division, Highways and Sewers, D. P. W.

WHEREAS, Under the provisions of the Act of May 23, 1874, known as the "Wallace Act," the City of Pittsburgh is authorized to direct the payment of any claim against the City without previous authority of law; Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Dudley S. Simms, for*

\$288.42, for fire insurance on North 2, South 2 and North 3 Mental Buildings and additions thereto, chargeable to and payable from Code Account 1328, Miscellaneous Services; and to F. J. Alig a warrant in the amount of \$41.50 for cost of furnishing parts and repairing Gasoline Pump Sept. 12, 1938, located at the Sixth Division, Highways & Sewers, chargeable to Code Account No. 1617, Repairs, Stables and Yards, D. P. W.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 189.

No. 425

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of Laundry Machinery and Miscellaneous Equipment for the Pittsburgh City Home and Hospitals, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of:*

Laundry Machinery at a cost not to exceed the sum of....	\$12,000.00
2 Auto Trucks at a cost not to exceed the sum of.....	2,580.00
(Including the trade-in of 2 old Trucks)	
Chinaware, aluminum ware and Miscellaneous Kitchen Equipment at a cost not to exceed the sum of.....	1,850.00
Farm Machinery at a cost not to exceed the sum of.....	1,000.00
(Including the trade-in of certain items)	

4 Hot Water Heaters, at a cost not to exceed the sum of---	1,100.00
Laying and Developing Batteries, at a cost not to exceed the sum of-----	700.00
Blankets and Bed Spreads, at a cost not to exceed the sum of -----	5,250.00
1 Mobile X-ray Machine, Bell Fracture, Orthopedic and X-Ray Table, at a cost not to exceed the sum of-----	2,200.00
Mine Cars, Power Drill and Restraint Wristlets at a cost not to exceed the sum of---	1,550.00
2000 yds. (more or less) Rubber Sheeting at a cost not to exceed the sum of-----	2,000.00

for the Pittsburgh City Home and Hospitals, Department of Public Welfare, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and ordinances of Council in such cases made and provided, the amounts set forth above to be chargeable to and payable from Code Accounts as follows:

From Code Account No. 1337, the sum of -----	\$13,700.00
From Code Account No. 1356, the sum of -----	500.00
From Code Account No. 1290-15, the sum of -----	16,036.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 190.

No. 426

AN ORDINANCE — Providing for the letting of a contract or contracts for the furnishing and delivery of Eight Compound Water Meters for the Bureau of Water and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Eight Compound Water Meters at a cost not to exceed the sum of \$1,350.00 for the Bureau of Water, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1790, Department of Public Works.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 191.

No. 427

AN ORDINANCE — Providing for the letting of a contract for the furnishing and delivery of One Fuel Truck for the Bureau of Fire and Providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of One Fuel Truck at a cost not to exceed the sum of \$900.00 and to include the trade-in of One old Fuel Truck City Registry No. 8514 for the Bureau of Fire, in accordance with an Act of Assembly en-*

titled, "An Act for the government of cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1468-F, Equipment, Bureau of Fire.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 191.

No. 428

AN ORDINANCE — Providing for the letting of a contract or contracts for the furnishing and delivery of Two Alidades for the Department of City Planning and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Two Alidades at a cost not to exceed the sum of \$600.00 for the Department of City Planning, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Bond Fund 131-26, Dept. of City Planning.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 192.

No. 429

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to enter into a license agreement with Barbara Nigg and Anton Mark, for the use of a stone quarry located on Jack's Run Road in the Borough of Bellevue, for a period of 12 months; fixing a fee for said license agreement and providing for payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works be and are hereby authorized and directed to enter into a license agreement in form approved by the City Solicitor with Barbara Nigg and Anton Mark, for the use of a stone quarry located on their property in Bellevue Borough at the City line, together with facilities located thereon and attached thereto; the period of the agreement shall be for 12 months, subject to cancellation by the City on 30 days' notice. Fee up to a total not exceeding \$500.00 chargeable to and payable from Code Account 140-1, shall be paid monthly at a rate of .11 cents per ton for stone taken from said quarry by the City. The City to assume cost of operating said quarry and facilities located thereon.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 192.

No. 430

AN ORDINANCE — Authorizing the Mayor and the Director of the De-

partment of Lands and Buildings to execute and deliver a lease to John P. Murphy for a certain portion of South Water street, between Seventeenth and Eighteenth Sts., 17th Ward, Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby authorized and directed to execute and deliver a lease to John P. Murphy for a certain portion of South Water street, between Seventeenth and Eighteenth streets, 17th Ward, Pittsburgh.*

Section 2. Said lease shall be made for a period of one (1) year, at an annual rental of \$660.00, payable in equal monthly installments of \$55.00 the first day of each month in advance during the term.

Section 3. Said lease shall contain such terms and provisions as the Mayor and the Director of the Department of Lands and Buildings shall deem necessary to protect the interests of the City and which shall in form be approved by the City Solicitor.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 193.

No. 431

AN ORDINANCE—Authorizing the execution and delivery of a deed from the City of Pittsburgh to Belle Lewis Herron, et al., for the purpose of correcting the description in prior deed authorized by Ordinance No. 363 of 1935, recorded in Ordinance Book Volume 47, page 65.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to execute and de-*

liver a deed in accordance with the following description for the purpose of correcting the description in deed executed pursuant to Ordinance No. 363 of 1935:

ALL that certain lot or piece of ground situated in the 18th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being parts of Lots Numbered Fifty (50), Fifty-one (51), Fifty-two (52) and Fifty-three (53) in the record in the Recorder's Office of Allegheny County in Plan Book Volume 14, page 142, and being bounded and described as follows, to-wit:

BEGINNING on the Easterly side of Ensign avenue, at the first angle South of Intervale street; thence along the Westerly line of property condemned for public park purposes by Ordinance No'd 74, approved February 13, 1925, North 6° 21' 48" West for a distance of three hundred eighty and 15/100ths (380.15) feet to a point on the line of the Saw Mill Run Boulevard, as widened; thence in a Southerly direction by the arc of a curve deflecting towards the East, having a radius of six hundred fifty (650) feet, and the central angle of 30° 50' 48" along said Boulevard for the distance of three hundred forty-nine and 94/100ths (349.94) feet to a point on the line dividing Lots Numbered Forty-nine (49) and Fifty (50) in the above mentioned Plan of Lots; thence along said line dividing Lots Numbered Forty-nine (49) and Fifty (50) in said Plan, South 49° West for a distance of one hundred three and 20/100ths (103.20) feet, more or less, to the Easterly line of Ensign Avenue thence along said Easterly line of Ensign Avenue, in a Northerly direction, a distance of forty-one and 50/100ths (41.50) feet to the angle in said Ensign Avenue, at the place of beginning.

BEING part of the same property taken and condemned by the City of Pittsburgh for park purposes by Ordinance No'd 74, approved February 13, 1925, and recorded in the City Clerk's Office of the City of Pittsburgh in Ordinance Book Volume 3, page 186.

It is the intention of this Ordinance and the deed pursuant thereto to correct the description contained in Ordinance of the City of Pittsburgh, ap-

proved February 2, 1935, and recorded in the Office of the City Clerk of the City of Pittsburgh in Ordinance Book Volume 47, page 65, and as contained in the deed pursuant thereto from the City of Pittsburgh to Belle Lewis Heron, et al, dated June 17, 1937, and recorded on July 24, 1937, in Deed Book Volume 2565, page 448.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 193.

No. 432

AN ORDINANCE—Granting unto the ALLIS-CHALMERS MANUFACTURING COMPANY, its successors and assigns, the right to construct, maintain and use three standard gauge track sidings in the 21st Ward, Pittsburgh, Penna.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* The ALLIS-CHALMERS MANUFACTURING COMPANY, its successors and assigns, subject to the terms and conditions herein provided, is hereby given the right and authority at its own cost and expense to construct, maintain and use two standard gauge track sidings along and across Preble avenue and a standard gauge track siding along and across Oxlane street, in the 21st Ward, Pittsburgh, Penna., said proposed standard gauge track sidings being for the purpose of conveying materials, etc., to and from its properties. The center lines of the proposed track sidings being located as follows to wit:

PROPOSED SIDING "A"

Beginning at a point on the northerly line of Columbus avenue produced, distant westwardly 6 feet 10¼ inches from the intersection of the northerly line of Columbus avenue with the easterly line of Preble avenue, said point connecting with the present track siding now in place, as located by Ordinance

No. 157, approved April 18, 1917, thence deflecting to the right 70°-25'-0" in a northwesterly direction for a distance of 7.00 feet to a point of curve; thence extending northwestwardly by a curve to the right with a radius of 500.00 feet and a central angle of 3°-05'-0" for an arc distance of 27.00 feet 6 inches to a point of tangent, thence by the tangent of said curve, and in a northwesterly direction for a distance of 40.00 feet, to a point of curve, thence extending northwestwardly by curve to the right, with a radius of 240.00 feet and a central angle of 5°-10'-0" for an arc distance of 27.00 feet 6 inches to a point of tangent thence by the tangent to said curve in a northerly direction for a distance of 7.00 feet to a point; said point connecting with the main line of the Pennsylvania Railroad Company as located by Ordinance No. 54, Borough of Manchester, dated October 27, 1856.

PROPOSED SIDING "B"

Beginning at a point on the northerly line of Columbus avenue produced, distant westwardly 11.00 feet 1½ inches from the intersection of the northerly line of Columbus avenue with the easterly line of Preble avenue, said point connecting with the siding now in place and located by Ordinance No. 157, approved April 18, 1917, thence deflecting to the right 84°-20'-0" for a distance of 7.00 feet to a point of curve, thence extending northwardly by the arc of a circle with a radius of 190.00 feet and a central angle of 8°-10'-0" for an arc distance 27.00 feet 6 inches to a point of tangent, said point connecting with siding "A" as above described.

PROPOSED SIDING "C"

Beginning at a point on the northerly line of Franklin street produced, distant westwardly 68 feet 3¾ inches from the intersection of the northerly line of Franklin street with the easterly line of Oxlane street, said point connecting with the main line of the Baltimore and Ohio Railroad Company as located by Allegheny City Ordinance, approved September 9, 1880, Ordinance Book, Vol. 4, Page 263, thence deflecting to the right 89°-42'-51" in a northerly direction for a distance of 11.00 ft., to a point of curve thence continuing in a northerly direction by a curve to the right with a radius of 118 ft., 6 inches

and a central angle of 14°-15'-0" for an arc distance of 29.00 feet to a point of tangent thence by tangent of said curve for a distance of 4.00 feet to a point of curve thence continuing in a northerly direction by a curve to the right with a radius of 146 feet 2¼ inches and a central angle of 0°-40'-20" for an arc distance of 1 foot 8½ inches to a point on the westerly line of Ox-line street thence continuing in a northerly direction by the same curve with a central angle of 11°-27'-40" for an arc distance of 28.00 feet 7½ inches to a point of compound curve; thence continuing in a northerly direction by a curve to the left with a radius of 146 feet 2¼ inches and a central angle of 23°-58'-0" for an arc distance of 59 feet 10¾ inches to a point of tangent, thence continuing in a northerly direction by the tangent of said curve for a distance of 9.00 feet 1¼ inches to the northerly line of Roalman street.

The said track sidings shall be constructed in accordance with plans hereto attached and identified as accession No. 480, Folder "B" in the files of the Division of Public Utilities, Bureau of Engineering, Department of Public Works.

Section 2. The said Company, prior to the beginning of construction of tracks, shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans showing location, paving, repaving, sewerage and all details for the construction of said tracks, and the said plans and the construction of the sidetracks shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City streets, and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance and use of tracks on City streets and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water

lines and other surface and sub-surface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of said tracks. All of the said work, including the repaving of the streets damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance, are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of said sidetracks upon giving six (6) months' notice through the proper officers, pursuant to a resolution or ordinance of Council, to the said ALLIS-CHALMERS MANUFACTURING CO., its successors and assigns, to that effect, and that the said grantee shall, when so notified, at the expiration of the said six (6) months, forthwith, remove the said tracks and replace the streets to their original condition, at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the streets and sub-surface structures therein, by reason of the construction, maintenance and use of the said tracks, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to-wit: This Ordinance shall become null and void unless within sixty (60) days after its passage and approval, the ALLIS-CHALMERS MANUFACTURING CO., shall file with the City Controller their certificate of acceptance of the provisions thereof, said certificate to be executed by the President and Secretary of the Company, with its corporate seal attached.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 194.

No. 433

AN ORDINANCE — Widening WATER STREET, in the First Ward of the City of Pittsburgh, at the intersection of Grant street; and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* WATER STREET, in the First Ward of the City of Pittsburgh, at the intersection of Grant street, be and the same is hereby widened to a variable width by taking for public use for highway purposes the following described property, to wit:

Beginning at the intersection of westerly line of Grant street and the present northerly line of Water street; thence extending westwardly, along the present northerly line of Water street, 60.73 feet to a point of curve; thence eastwardly by the arc of a circle deflecting to the left with a radius of 188.0 feet and a central angle of 14° 41' 20" for an arc distance of 48.20 feet to a point of compound curve; thence eastwardly and northwardly by the arc of a circle deflecting to the left with a radius of 18.0 feet and a central angle of 74° 23' 50" for an arc distance of 23.37 feet to a point of tangent on the westwardly line of Grant street; thence southwardly, along the westerly line of Grant street, 23.28 feet to the place of beginning.

Section 2. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to cause WATER STREET, in the First Ward of the City of Pittsburgh, at the intersection of Grant street, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages and expenses occasioned thereby, and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania, relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same effects this ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 197.

No. 434

AN ORDINANCE — Approving the "MILAN TERRACE" Plan of Lots, in the Thirty-second Ward of the City of Pittsburgh, laid out by Eleanor A. O'Brien and William F. O'Brien; accepting the dedication of property for the widening of MILAN AVENUE, as shown thereon for public use for highway purposes, and opening and naming the same;

WHEREAS, Eleanor A. O'Brien and William F. O'Brien, the owners of certain property in the Thirty-second Ward of the City of Pittsburgh, laid out in a plan of lots called "MILAN TERRACE," have provided for the widening of MILAN AVENUE thereon, and executed a Deed of Dedication on said plan for all the ground required for the widening of MILAN AVENUE, to the said City of Pittsburgh, for public use for highway purposes, and have released the said City from liabilities for damages occasioned by the physical grading of said public highway; THEREFORE,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* "MILAN TERRACE" Plan of Lots, situate in the Thirty-second Ward of the City of Pittsburgh, laid out by Eleanor A. O'Brien and William F. O'Brien, in May, 1939, be and the same is hereby approved, and the widening of MILAN AVENUE as dedicated in said plan is hereby accepted.

Section 2. The portion of MILAN AVENUE as aforesaid dedicated to said City for public highway purposes shall be and the same is hereby appropriated and opened as a public highway and named MILAN AVENUE.

Section 3. The Department of Public Works is hereby authorized and di-

rected to enter upon, take possession of and appropriate the said portion of MILAN AVENUE, for a public highway in conformity with the provisions of this Ordinance.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 197.

No. 435

AN ORDINANCE—Approving the POTOMAC PARK PLAN OF LOTS, in the Twentieth Ward of the City of Pittsburgh, laid out by Emory D. Johnson and Frieda A. Johnson accepting the dedication of CRESTVIEW ROAD, ROSEGARDEN ROAD, POTOMAC AVENUE, WINCHESTER ROAD and an UNNAMED 15-foot way as shown thereon, for public use for highway purposes opening and naming the same, and establishing the grades of CRESTVIEW ROAD and ROSEGARDEN ROAD.

WHEREAS, Emory D. Johnson and Frieda A. Johnson, the owners of certain property in the Twentieth Ward of the City of Pittsburgh, laid out in a plan of lots called POTOMAC PARK, have located certain streets thereon and executed a Deed of Dedication on said plan for all the ground covered by the said streets to the said City of Pittsburgh, for public use for highway purposes, and have released the said City from any liabilities for damages occasioned by the physical grading of said public highways to the grades hereinafter established; THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the POTOMAC PARK PLAN OF LOTS, situate in the Twentieth Ward of the City of Pittsburgh, laid out by Emory D. Johnson and Frieda A. Johnson, in January, 1939, be and the same is hereby approved, and CRESTVIEW*

ROAD, ROSEGARDEN ROAD, POTOMAC AVENUE, WINCHESTER ROAD and an UNNAMED 15-foot Way as located and dedicated on said plan are hereby accepted.

Section 2. The streets aforesaid dedicated to the said City for public highway purposes shall be and the same are hereby appropriated and opened as public highways, and named CRESTVIEW ROAD, ROSEGARDEN ROAD, POTOMAC AVENUE, WINCHESTER ROAD and an UNNAMED 15-foot Way.

Section 3. The grades of CRESTVIEW ROAD and ROSEGARDEN ROAD, as laid out and dedicated in the POTOMAC PARK PLAN OF LOTS, are hereby established as described in Ordinance No. 301, approved June 8, 1939, and recorded in Ordinance Book Volume 50, page 73.

Section 4. The Department of Public Works is hereby authorized and directed to enter upon, take possession of and appropriate the said CRESTVIEW ROAD, ROSEGARDEN ROAD, POTOMAC AVENUE, WINCHESTER ROAD and an UNNAMED 15-foot Way for public highways, in conformity with the provisions of this Ordinance.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 198.

No. 436

AN ORDINANCE—Approving the "HERMAN HEIGHTS" Plan of Lots No. 1, in the Nineteenth Ward of the City of Pittsburgh, laid out by the Hampton Hall Improvement Company; accepting the dedication of CRYSLER STREET and HERMAN DRIVE, as shown thereon, for public use for highway purposes; opening and naming the same, and establishing the grade thereon.

WHEREAS, the Hampton Hall Improvement Company, the owner of cer-

tain property in the Nineteenth Ward of the City of Pittsburgh, laid out in a plan of lots called "HERMAN HEIGHTS" Plan of Lots No. 1, has located certain streets thereon and executed a Deed of Dedication on said plan for all the ground covered by said streets to the said City of Pittsburgh for public use for highway purposes, and has released the said City from any liabilities for damages occasioned by the physical grading of said public highways to the grades hereinafter established; THEREFORE,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the "HERMAN HEIGHTS" Plan of Lots No. 1, situate in the Nineteenth Ward of the City of Pittsburgh, laid out by the Hampton Hall Improvement Company in May, 1939, be and the same is hereby approved, and CRYSLER STREET and HERMAN DRIVE, as located and dedicated on said plan are hereby accepted.*

Section 2. The streets as aforesaid dedicated to the said City for public highway purposes shall be and the same are hereby appropriated and opened as public highways, and named CRYSLER STREET and HERMAN DRIVE.

Section 3. The grades of CRYSLER STREET and HERMAN DRIVE, as laid out and dedicated in the "HERMAN HEIGHTS" Plan of Lots No. 1, are hereby established as described in Ordinance No. 404, approved July 21, 1939, and recorded in Ordinance Book Volume 50, page 175.

Section 4. The Department of Public Works is hereby authorized and directed to enter upon, take possession of and appropriate the said CRYSLER STREET and HERMAN DRIVE for public highways, in conformity with the provisions of this Ordinance.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 199.

No. 437

AN ORDINANCE—Refixing the width and position of the roadway, sidewalks and berm of CHARTIERS AVENUE, from Corliss street to Hillsboro street, providing for slopes, parking, retaining walls, steps, bridge maintenance and loading platforms, and re-establishing the grade of CHARTIERS AVENUE, from a point 257.77 feet east of Litchfield street to Hillsboro street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the roadway, sidewalks and berm of CHARTIERS AVENUE, from Corliss street to Hillsboro street, be and the same are hereby re-fixed as follows, to wit:*

The following described general center line of the roadway shall be used as a reference line for the purpose of this Ordinance:

Beginning on the center line of the 34-foot roadway of Corliss street, at a point perpendicularly opposite and 17.0 feet south of the point of curve, at the beginning of the northerly line of CHARTIERS AVENUE, as widened by Ordinance No. 277, approved May 27, 1939, said place of beginning to be known as Station 0+0.0; thence westwardly, parallel to and 23.0 feet north of the southerly line of Corliss street, to a point of curve at Station 0+15.98; thence westwardly by the arc of a circle deflecting to the right with a radius of 285.0 feet and a central angle of 44° 36' 20", to a point of tangent at Station 2+37.86; thence westwardly by the tangent, parallel to and 27.25 feet north of the southerly line of Chartiers avenue to a point of curve at Station 18+43.04; thence westwardly by the arc of a circle deflecting to the right with a radius of 1141.02 feet and a central angle of 20° 00', parallel to and 22.0 feet south of the northerly line of Chartiers avenue, as widened by Ordinance No. 277, approved May 27, 1939, to a point of tangent at Station 22+41.33; thence westwardly by the tangent, parallel to the northerly line of Chartiers avenue as widened by the above mentioned Ordinance, to a point of curve at Station 23+57.51; thence

westwardly by the arc of a circle deflecting to the left with a radius of 1151.53 feet and a central angle of 18° 00', parallel to the northerly line of Chartiers avenue as widened by the above mentioned Ordinance, to a point of tangent at Station 27+19.27; thence westwardly by the tangent, parallel to the northerly line of Chartiers avenue as widened by the above mentioned Ordinance, to a point of curve at Station 29+25.39; thence westwardly and northwardly by the arc of a circle deflecting to the right with a radius of 54.20 feet and a central angle of 71° 18', to a point of tangent at Station 29+92.93; thence northwardly by the tangent, parallel to and 36.75 feet east of the westerly line of Chartiers avenue as widened by Ordinance No. 278, approved May 27, 1939, to a point of curve at Station 31+49.24; thence northwardly and westwardly by the arc of a circle deflecting to the left with a radius of 88.0 feet and a central angle of 53° 35' 40" to a point of tangent on the center line of the existing 34-foot roadway of Chartiers avenue, at Station 32+31.56.

The northerly and easterly curb line at a point opposite Station 0+0.0 shall be 17.0 feet north of the above described reference line; thence shall extend westwardly by the arc of a circle deflecting to the right of a radius of 300.0 feet and a central angle of 44° 3' 20" for an arc distance of 233.04 feet to a point of tangent, said point of tangent being perpendicularly opposite and 19.0 feet north of the above described reference line, at Station 2+48.97 thereon; thence to a point of curve perpendicularly opposite Station 29+05.82 on the above described reference line shall be parallel to and 19.0 feet north of the same; thence shall extend eastwardly by the arc of a circle deflecting to the right with a radius of 100.86 feet and a central angle of 14° 48', for an arc distance of 26.05 feet to a point of compound curve; thence westwardly and northwardly by the arc of a circle deflecting to the right with a radius of 38.50 feet and a central angle of 44° 00', for an arc distance of 29.57 feet to a point of compound curve; thence northwardly by the arc of a circle deflecting to the right with a radius of 75.33 feet and a central angle of 12° 30', for an arc distance of 18.43 feet to

a point of tangent, said point of tangent being perpendicularly opposite and 20.0 feet east of the above described reference line, at Station 29+77.37; thence northwardly by the tangent, parallel to and 20.0 feet east of the above described reference line to a point of curve perpendicularly opposite Station 30+74.14 thereon; thence northwardly by the arc of a circle deflecting to the right with a radius of 28.0 feet and a central angle of 28° 57' 10" for an arc distance of 14.15 feet to a point of reverse curve; thence northwardly by the arc of a circle deflecting to the left with a radius of 28.0 feet and a central angle of 28° 57' 10", for an arc distance of 14.15 feet to a point of tangent, said point of tangent being perpendicularly opposite and 27.0 feet east of the above described reference line, at Station 31+05.26 thereon; thence northwardly by the tangent, parallel to and 27.0 feet east of the above described reference line, to Hillsboro street.

The southerly and westerly curb line from Corliss street to a point of curve perpendicularly opposite Station 28+90.28, on the above described reference line, shall coincide with the present 8.25-foot curb line, the same being parallel to and 19.0 feet south of the above described reference line; thence shall extend westwardly by the arc of a circle deflecting to the left with a radius of 278.09 feet and a central angle of 22° 18' 40", for an arc distance of 108.29 feet to a point of tangent on the present southerly 8-foot curb line of Straka street; thence from a point of curve on the northerly 8-foot curb line of Straka street, the westerly curb line of Chartiers avenue shall extend eastwardly and northwardly by the arc of a circle deflecting to the left with a radius of 30.0 feet and a central angle of 86° 23' 20" for an arc distance of 45.23 feet to a point of tangent; thence northwardly by the tangent, parallel to and 20.0 feet west of the above described reference line to a point of curve opposite Station 30+74.14 thereon; thence shall extend northwardly by the arc of a circle deflecting to the left with a radius of 28.0 feet and a central angle of 28° 57' 10" for an arc distance of 14.15 feet to a point of reverse curve; thence northwardly by the arc of a circle deflecting to the right

with a radius of 28.0 feet and a central angle of $28^{\circ} 57' 10''$ for an arc distance of 14.15 feet to a point of tangent, said point of tangent being perpendicularly opposite and 27.0 feet west of the above described reference line at Station 31+05.26 thereon; thence northwardly by the tangent, parallel to and 27.0 feet west of the above described reference line to Hillsboro street.

The roadway from Corliss street to Station 3+14.50 on the above described reference line shall have a variable width ranging from 34.0 feet to 38.0 feet, and lying south of and contiguous to the above described northerly curb line; thence to Station 28+90.28 shall have a uniform width of 38.0 feet, lying between the above described curb lines; thence to Straka street a variable width, lying between the above described curb lines; thence to Station 30+74.14 a uniform width of 40.0 feet, lying between the above described curb lines; thence to Station 31+05.26, a variable width, ranging from 40.0 feet to 54.0 feet, lying between the above described curb lines; thence to Hillsboro street a uniform width of 54.0 feet, lying between the above described curb lines.

The northerly berm from a point opposite Station 0+0.0 to a point opposite Station 2+48.97, shall have a variable width ranging from 0.0 feet at the former, to 3.0 feet at the latter mentioned station, and lying north of and contiguous to the above described northerly curb line; thence to the easterly line of Litchfield street at which point the northerly berm meets the northerly and easterly sidewalk, shall have a uniform width of 3.0 feet lying north of and contiguous to the above described northerly curb line; thence to Hillsboro street, the northerly and easterly sidewalks shall have a uniform width of 10.0 feet, lying north of and east of the above described northerly and easterly curb line.

The southerly sidewalk from Corliss street to Litchfield street shall have a general width of 8.25 feet, conforming in width and position to the present southerly sidewalk; thence to Straka street shall have a variable width lying between the above described southerly curb line and the southerly street line.

The westerly sidewalk from Straka street to a point opposite Station 31+05.26 shall have a uniform width of 10.0 feet, lying west of and contiguous to the above described westerly curb line; thence to Hillsboro street shall have a uniform width of 9.75 feet, lying between the above described westerly curb line and the westerly street line.

The remaining portions of the street lying without the lines of the roadway, sidewalks and berm as above described, shall be used for slopes, parking, retaining walls, steps, bridge maintenance and loading platforms.

Section 2. The grade of the above described general center line of the roadway, from a point 257.77 feet east of Litchfield street to Hillsboro street, shall be and the same is hereby re-established as follows, to wit:

Beginning at a point 257.77 feet east of the easterly line of Litchfield street at Station 26+14, at an elevation of 865.16 feet thence rising by a convex parabolic curve to a point of tangent at Station 27+50.70, to an elevation of 870.26 feet thence rising at the rate of 2.58% to a point of curve at Station 29+22.34, to an elevation of 874.69 feet; thence by a convex parabolic curve to a point of tangent at Station 29+84.84, to an elevation of 875.19 feet; thence falling at the rate of 1.0% to a point of curve at Station 30+72.05, to an elevation of 874.31 feet; thence by a convex parabolic curve to a point of tangent at Station 31+12.05, to an elevation of 873.71 feet; thence falling at the rate of 2.0% to a point of curve at Station 31+48.76, to an elevation of 872.97; thence by a concave parabolic curve to a point of tangent, at Station 31+78.76, to an elevation of 872.90 feet; thence rising at the rate of 1.50% to the northerly 15-foot line of Hillsboro street at Station 31+96.0, to an elevation of 873.15 feet.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 200.

No. 438

AN ORDINANCE—Refixing the width and position of the northerly sidewalk and the roadway of RIVER AVENUE, from a point 218.0 feet east of Anderson street to Warfield street, and re-establishing the grade of RIVER AVENUE, from a point 22.0 feet, more or less, west of Broncho way to Warfield street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the northerly sidewalk and the roadway of RIVER AVENUE, from a point 218.0 feet east of the easterly line of Anderson street to Warfield street, and the grade of the northerly curb line of RIVER AVENUE, from a point 22.0 feet, more or less, west of the westerly line of Broncho way to Warfield street, be and the same are hereby refixed and re-established as follows, to wit:*

The following described survey line shall be used as a reference line for the purpose of this ordinance:

Beginning at a point 8.0 feet south of the northerly line of River avenue, 218.0 feet east of the easterly line of Anderson street, at Station 2+30.0; thence eastwardly, parallel to and 8.0 feet south of the northerly line of River avenue to a point of curve at Station 3+25.62; thence eastwardly by the arc of a circle deflecting to the left with a radius of 3000.0 feet and a central angle of $3^{\circ} 15' 17''$, for an arc distance of 170.42 to a point of tangent at Station 4+9.04 thence by the tangent eastwardly to a point of curve at Station 8+58.63; thence eastwardly by the arc of a circle deflecting to the left with a radius of 6216.97 feet and a central angle of $2^{\circ} 54' 20''$, for an arc distance of 315.27 feet to a point of tangent at Station 11+73.90; thence eastwardly, parallel to and 7.0 feet south of the northerly line of River avenue, to Station 12+59.84; thence eastwardly, parallel to and 8.0 feet south of the northerly line of River avenue to a point of curve at Station 12+68.28; thence eastwardly by the arc of a circle deflecting to the left with a radius of 1779.31 feet and a central angle of

$5^{\circ} 11' 35''$ for an arc distance of 161.26 feet to a point of compound curve at Station 14+29.54; thence eastwardly by the arc of a circle deflecting to the left with a radius of 2830.0 feet and a central angle of $8^{\circ} 05' 55''$ for an arc distance of 400.01 feet to a point of tangent at Station 18+29.55; thence eastwardly, parallel to and 8.0 feet south of the northerly line of River avenue, to the west curb line of Warfield street at Station 21+78.53.

The northerly curb line shall coincide with the above described survey line.

The northerly sidewalk from a point 218.0 feet east of the easterly line of Anderson street, at Station 2+30.0 to Station 3+25.62, shall have a uniform width of 8.0 feet, lying between the northerly curb line and the northerly street line from Station 3+25.62 to Station 11+73.90, the northerly sidewalk shall have a variable width lying between the northerly curb line and the northerly street line from Station 11+73.90 to Station 12+59.84, the northerly sidewalk shall have a uniform width of 7.0 feet, lying between the northerly curb line and the northerly street line; from Station 12+59.84 to Station 16+55.86, the northerly sidewalk shall have a uniform width of 8.0 feet, lying between the northerly curb line and the northerly street line; from Station 16+55.86 to Station 18+29.55, the northerly sidewalk shall have a variable width ranging from 4.15 feet at the former Station to 8.0 feet at the latter Station; from Station 18+29.55 to the westerly curb line of Warfield street at Station 21+78.53, the northerly sidewalk shall have a uniform width of 8.0 feet, lying between the northerly curb line and the northerly street line.

The roadway from a point 218.0 feet east of the easterly line of Anderson street at Station 2+30.0 to Station 8+25.0, shall have a uniform width of 30.0 feet, lying contiguous to and south of the above described curb line; from Station 8+25.0 to Station 12+0.0, the roadway shall have a variable width, with a maximum width of 30.0 feet and a minimum width of 27.0 feet, lying contiguous to the south of the above described curb line; from Station 12+0.0 to the westerly curb line of Warfield street at Station 21+78.53, the roadway shall have a uniform width of 30.0 feet.

lying contiguous to and south of the above described curb line.

Section 2. The grade of the northerly curb line shall begin at a point 22.0 feet, more or less, west of the westerly line of Broncho way, at Station 6+48.0, at a point of curve at an elevation of 721.04 feet; thence by a convex parabolic curve to a point of tangent at Station 7+08.0, at an elevation of 721.02 feet; thence falling at the rate of 0.72% to a point of curve at Station 8+18.84, at an elevation of 720.22 feet; thence by a concave parabolic curve to a point of tangent at Station 8+78.84, at an elevation of 720.20 feet; thence rising at the rate of 0.65% to a point of curve at Station 9+91.84, at an elevation of 720.94 feet; thence by a convex parabolic curve to a point of tangent at Station 10+51.84 at an elevation of 720.98 feet; thence falling at the rate of 0.5% to a point of curve at Station 13+68.84, at an elevation of 719.40 feet; thence by a concave parabolic curve to a point of tangent at Station 14+28.84, at an elevation of 719.40 feet; thence rising at the rate of 0.5% to a point of curve at Station 16+68.84, at an elevation of 720.26 feet; thence by a convex parabolic curve to a point of tangent at Station 16+68.84, at an elevation of 720.26 feet; thence falling at the rate of 0.65% to a point of curve at Station 17+03.84, at an elevation of 720.02 feet; thence by a concave parabolic curve to a point of tangent at Station 17+63.84, at an elevation of 720.05 feet; thence rising at the rate of 0.73% to the westerly curb line of Warfield street at Station 21+78.53, at an elevation of 723.08 feet.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 202.

No. 439

AN ORDINANCE — Establishing the opening grades on VERONA BOU-

LEVARD, DOLCE STREET, CHRISTDALE STREET, CASTELLI STREET, EBEL STREET, RIVERHILL STREET, HARJO STREET, KITE WAY and KEENE WAY, as laid out and proposed to be dedicated as legally opened highways by Christ W. Hartmann and Mary C. Hartman, his wife, Frank J. Hartmann and Dorothy Hartmann, his wife, Louise Bauer and Frederick Bauer, her husband, William J. Hartmann and Mamie Hartmann, his wife, Annie Hartmann, widow, and Mazie Hartmann Grant, Caroline Hartmann Flath and Herbert K. Flath, her husband, only heirs at law of Thomas F. Hartmann, deceased, Maria Assunta Castelli and Gaetano Castelli, her husband, Salvatore Castelli and Concetta Castelli, his wife, Serafino Piccolino and Matalina Piccolino, his wife, and Antonio Castelli and Pia Castelli, his wife, in a plan of lots of their property in the Twelfth Ward of the City of Pittsburgh, named "HARTMANN HEIGHTS PLAN OF LOTS."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That upon the approval of "HARTMANN HEIGHTS PLAN OF LOTS," proposed to be laid out by Christ W. Hartmann and Mary C. Hartmann, his wife, Frank J. Hartmann and Dorothy Hartmann, his wife, Louise Bauer and Frederick Bauer, her husband, William J. Hartmann and Mamie Hartmann, his wife, Annie Hartmann, widow, and Mazie Hartmann Grant, Caroline Hartmann Flath and Herbert K. Flath, her husband, only heirs at law of Thomas F. Hartmann, deceased, Maria Assunta Castelli and Gaetano Castelli, her husband, Salvatore Castelli and Concetta Castelli, his wife, Serafino Piccolino and Matalina Piccolino, his wife, and Antonio Castelli and Pia Castelli, his wife, the grades to which VERONA BOULEVARD, DOLCE STREET, CHRISTDALE STREET, CASTELLI STREET, EBEL STREET, RIVERHILL STREET, HARJO STREET, KITE WAY and KEENE WAY, as shown thereon shall be accepted as legally opened highways as hereinafter set forth:*

VERONA BOULEVARD

The grade of the northerly and easterly 12-foot curb line shall begin at the easterly line of the plan, at an ele-

vation of 1101.64 feet; thence shall rise at the rate of 16.0% for a distance of 149.11 feet to a point of curve, to an elevation of 1125.50 feet; thence by a convex parabolic curve for a distance of 30.0 feet to a point of tangent at the easterly line of Dolce street, to an elevation of 1128.91 feet; thence shall rise at the rate of 6.70% for a distance of 119.50 feet to a point of curve, to an elevation of 113.91 feet; thence by a convex parabolic curve for a distance of 300.0 feet to a point of tangent, to an elevation of 1137.21 feet; thence shall fall at the rate of 6.50% for a distance of 311.22 feet to a point of curve, to an elevation of 1117.0 feet; thence by a concave parabolic curve for a distance of 200.0 feet to a point of tangent, to an elevation of 1106.95 feet; thence shall fall at the rate of 3.55% for a distance of 438.0 feet to a point of curve, to an elevation of 1091.40 feet; thence by a concave parabolic curve for a distance of 200.0 feet to a point of tangent, to an elevation of 1092.65 feet; thence shall rise at the rate of 4.80% for a distance of 676.0 feet to a point of curve, to an elevation of 1125.10 feet; thence by a convex parabolic curve for a distance of 80.0 feet to the easterly 10-foot curb line of Ebel street, to an elevation of 1125.82 feet.

DOLCE STREET

The grade of the westerly 8-foot curb line shall begin at the northerly 12-foot curb line of Verona boulevard, at an elevation of 1131.05 feet; thence shall fall by a convex parabolic curve for a distance of 24.0 feet to a point of tangent, to an elevation of 1129.13 feet; thence shall fall at the rate of 16.0% for a distance of 247.75 feet to a point of curve, to an elevation of 1089.49 feet; thence by a concave parabolic curve for a distance of 40.0 feet to a point of tangent, to an elevation of 1084.89 feet; thence shall fall at the rate of 7.0% for a distance of 26.14 feet to a point of curve, to an elevation of 1083.06 feet; thence by a convex parabolic curve for a distance of 20.0 feet to a point of tangent to an elevation of 1080.76 feet; thence shall fall at the rate of 16.0% for a distance of 29.17 feet to a point of curve, to an elevation of 1076.09 feet; thence by a concave parabolic curve for a distance of 400.0 feet to a point of tangent, to an eleva-

tion of 1057.88 feet; thence shall rise at the rate of 6.90% for a distance of 437.95 feet to the southerly 10-foot curb line of Riverhill street, to an elevation of 1088.11 feet.

CHRISTDALE STREET

The grade of the easterly 8-foot curb line shall begin at the northerly 12-foot curb line of Verona boulevard, at an elevation of 1140.86 feet; thence shall fall by a convex parabolic curve for a distance of 24.0 feet to a point of tangent, to an elevation of 1138.94 feet; thence shall fall at the rate of 16.0% for a distance of 213.95 feet to a point of curve, to an elevation of 1104.71 feet; thence by a concave parabolic curve for a distance of 200.00 feet to the westerly 8-foot curb line of Dolce street, to an elevation of 1085.55 feet.

CASTELLI STREET

The grade of the easterly 10-foot curb line shall begin at the northerly 12-foot curb line of Verona boulevard, at an elevation of 1119.98 feet; thence shall fall by a convex parabolic curve for a distance of 20.0 feet to a point of tangent, to an elevation of 1118.54 feet; thence shall fall at the rate of 14.70% for a distance of 418.72 feet to a point of curve to an elevation of 1056.99 feet; thence by a concave parabolic curve for a distance of 300.0 feet to a point of tangent, to an elevation of 1043.57 feet; thence shall rise at the rate of 5.76% for a distance of 177.47 feet to the westerly 8-foot curb line of Dolce street, to an elevation of 1053.79 feet.

EBEL STREET

The grade of the easterly 10-foot curb line shall begin at the southerly 10-foot curb line of Riverhill street, at an elevation of 1122.73 feet; thence shall rise at the rate of 5.50% for a distance of 56.75 feet to the northerly 12-foot curb line of Verona boulevard, to an elevation of 1125.82 feet; thence level for a distance of 36.0 feet to the southerly 12-foot curb line of Verona boulevard; thence shall rise at the rate of 5.60% for a distance of 613.0 feet to a point of curve to an elevation of 1160.15 feet; thence by a convex parabolic curve for a distance of 100.0 feet to a point of tangent, to an elevation of 114.45 feet; thence shall rise at the rate of 3.0% for a distance of 233.33 feet to a point of curve, to

an elevation of 1171.45 feet; thence by a convex parabolic curve for a distance of 100.0 feet to a point of tangent, to an elevation of 1173.45 feet; thence shall rise at the rate of 1.0% for a distance of 106.0 feet to a point of curve to an elevation of 1174.51 feet; thence by a concave parabolic curve for a distance of 200.0 feet, to a point of tangent, to an elevation of 1188.51 feet; thence shall rise at the rate of 13.0% for a distance of 149.91 feet to the southerly line of the plan, to an elevation of 1208.0 feet.

RIVERHILL STREET

The grade of the southerly 12-foot and 10-foot curb line of Riverhill street shall begin at the westerly line of the plan, at an elevation of 1114.42 feet; thence shall rise at the rate of 7.0% for a distance of 129.49 feet to a point of curve, to an elevation of 1123.48 feet; thence by a convex parabolic curve for a distance of 100.0 feet to a point of compound curve, to an elevation of 1124.48 feet; thence by a convex parabolic curve for a distance of 100.0 feet to a point of tangent, to an elevation of 1113.98 feet; thence shall fall at the rate of 16.0% for a distance of 90.0 feet to a point of curve, to an elevation of 1099.58 feet; thence by a concave parabolic curve for a distance of 300.0 feet to a point of reverse curve, to an elevation of 1090.58 feet; thence by a portion of a convex parabolic curve, which would have an apex elevation of 1100.58 feet and a total length of 200.0 feet, for a distance of 78.59 feet to the easterly line of the plan, to an elevation of 1095.35 feet.

HARJO STREET

The grade of the southerly 10-foot curb line shall begin at the easterly 10-foot curb line of Campania avenue, at an elevation of 1155.35 feet; thence shall fall at the rate of 2.17% for a distance of 398.69 feet to the westerly 10-foot curb line of Ebel street to an elevation of 1146.68 feet.

KITE WAY

The grade of the southerly line shall begin at the easterly 10-foot curb line of Campania avenue, at an elevation of 1170.18 feet; thence shall rise by a concave parabolic curve for a distance of 20.00 feet to a point of tangent, to an elevation of 1171.58 feet; thence

shall rise at the rate of 14.0% for a distance of 19.32 feet to a point of curve, to an elevation of 1174.29 feet; thence by a convex parabolic curve for a distance of 200.00 feet to a point of tangent, to an elevation of 1174.29 feet; thence shall fall at the rate of 14.0% for a distance of 20.37 feet to a point of curve to an elevation of 1171.44 feet; thence by a concave parabolic curve for a distance of 20.0 feet to the westerly 10-foot curb line of Ebel street to an elevation of 1170.04 feet.

KEENE WAY

The grade of the easterly line shall begin at the southerly 10-foot curb line of Harjo street, at an elevation of 1150.71 feet; thence shall rise by a concave parabolic curve for a distance of 80.0 feet to a point of tangent, to an elevation of 1156.31 feet; thence shall rise at the rate of 11.0% for a distance of 170.40 feet to a point of curve, to an elevation of 1175.05 feet; thence by a convex parabolic curve for a distance of 100.0 feet to a point of tangent, to an elevation of 1181.05 feet; thence shall rise at the rate of 1.0% for a distance of 15.60 feet to the northerly line of Kite way, to an elevation of 1181.21 feet; thence to the southerly line of Kite way, to an elevation of 1181.07 feet; thence shall rise at the rate of 1.0% for a distance of 74.47 feet to the southerly terminus, to an elevation of 1181.81 feet.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 204.

No. 440

AN ORDINANCE—Accepting the dedication of certain property in the Eighteenth Ward of the City of Pittsburgh, for public use for highway purposes, for the opening of ZELDA WAY, and establishing the grade thereof.

WHEREAS, Alexander Gibson and Irene M. Gibson, his wife, Walter Malin-

ski and Marlon E. Malinski, his wife, Owen F. Rapp and Iva P. Rapp, his wife, Joseph E. Carless, unmarried, and John Jamison and Sallie Jamison, his wife, owners of the property hereinafter described, have executed and delivered to the City of Pittsburgh their certain deed of dedication bearing date of March 4, 1939, now on file in the office of the Bureau of Engineering of said City, wherein they have conveyed said ground to said City for public street or public highway purposes, for the opening of ZELDA WAY, and have released said City from any liability for damages for or by reason of the physical grading of said public highway to the grade hereinafter established; THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the said deed of dedication be and the same is hereby accepted, and the Bureau of Engineering is hereby authorized and directed to place the same on record in the Office of the Recorder of Deeds in and for the County of Allegheny.

Section 2. The ground so as aforesaid conveyed to said City for public highway purposes shall be and the same is hereby appropriated and opened as a public highway, in accordance with the terms of said deed of dedication for the opening of ZELDA WAY, the same being bounded and described as follows, to wit:

Beginning at the intersection of the easterly line of Arcadia way and the northerly line of Zelda way; thence extending eastwardly along the northerly line of Zelda way produced, 65.0 feet to the westerly line of Ashdale street produced; thence southwardly along the westerly line of Ashdale street produced, 44.0 feet to a point of curve; thence northwestwardly by the arc of a circle deflecting to the left with a radius of 24.0 feet and a central angle of 90°, for an arc distance of 37.70 feet to a point of tangent on the southerly line of Zelda way produced; thence by the tangent westwardly along the southerly line of Zelda way produced, 41.0 feet to the easterly line of Arcadia way; thence northwardly along

the easterly line of Arcadia way, 20.0 feet to the place of beginning.

Section 3. The grade of the southerly curb line shall begin at the easterly line of Arcadia way at an elevation of 1129.02 feet; thence shall fall by a convex parabolic curve for a distance of 14.0 feet to a point of tangent, to an elevation of 1127.46 feet; thence shall fall at the rate of 12.82% for a distance of 27.0 feet to a point of curve to an elevation of 1124.0 feet; thence by a concave parabolic curve which would have a total length of 48.0 feet and an apex elevation of 1120.92 feet for a distance of 44.12 feet to a point, to an elevation of 1122.97 feet.

Section 4. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to enter upon, take possession of and appropriate the said described ground for a public highway, in conformity with the provisions of this Ordinance.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 207.

No. 441

AN ORDINANCE—Repealing Ordinance

No. 416, entitled, "An Ordinance refixing the width and position of the roadway and westerly sidewalk of WOOD STREET, from a point 57.08 feet north of the northerly line of Water street to Water street," approved June 14, 1929.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Ordinance No. 416, entitled, "An Ordinance refixing the width and position of the roadway and westerly sidewalk of WOOD STREET, from a point 57.08 feet north of the northerly line of Water street to Water street," approved June 14, 1929, and recorded in Ordinance

nance Book Volume 41, page 422, be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 108.

No. 442

AN ORDINANCE—Authorizing and directing the grading, paving and curbing of Crosby avenue from Pauline avenue to Alcott way, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

WHEREAS, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Crosby avenue from Pauline avenue to Alcott way have petitioned the Council of the City of Pittsburgh to enact an ordinance for the grading, paving and curbing of the same; Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Crosby avenue from Pauline avenue to Alcott way be graded, paved and curbed, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.*

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street be-

tween said points including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Seventeen Thousand Dollars (\$17,000.00) which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 14, 1939.

Ordinance Book 50, Page 208.

No. 443

AN ORDINANCE—Authorizing and directing the grading to a width of thirty-two (32) feet, and paving and curbing of Coventry road from Bayard street northwardly approximately one hundred twenty-eight (128) feet to the northerly terminus thereof, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

WHEREAS, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Coventry road as laid out by G. Botterwich in the Devonshire Manor Plan of Lots, have

petitioned the Council of the City of Pittsburgh to enact an ordinance for the grading, paving and curbing of the same Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Coventry road be graded, to a width of thirty-two (32) feet, paved and curbed from Bayard street northwardly approximately one hundred twenty-eight (128) feet to the northerly terminus, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said streets between said points, including, as may be necessary, the grading of said approaches and sinking of exploratory test holes the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Four Thousand Five Hundred (\$4,500.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section .4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 10, 1939.

Approved August 17, 1939.

Ordinance Book 50, Page 209.

No. 444

AN ORDINANCE—Authorizing and directing the Director of the Department of Public Works to remove earth mounds situated between the old and new roadways of Bigelow boulevard in the vicinity of Kirkpatrick street, as additional work under Contract No. 7571, Controller's Office File, entered into with Booth and Flinn Company, at the Unit price of \$1.00 per cubic yard established therein, chargeable to and payable from Bond Fund 139-12, up to an amount not exceeding \$54,000.00.

WHEREAS, the contract as entered into with Booth and Flynn Company, for the improvement of Bigelow boulevard provided for excavation required to be done outside the new roadway and curb lines, and

WHEREAS, it is now deemed desirable that earth mounds outside of the new roadway and curb lines should be removed at the time construction work is being carried out for the improvement of Bigelow boulevard, and

WHEREAS, the unit price contained in contract, Controller's Office No. 7571, for improvement of Bigelow boulevard, is reasonable. Now Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Director of the Department of Public Works be and he is hereby authorized and directed to remove earth mounds situated between the old and new roadways of Bigelow boulevard in the vicinity of Kirkpatrick street, as additional work under Contract No. 7571, Controller's Office File, entered into with Booth and Flynn Company, at the unit price of \$1.00 per cubic yard established therein, chargeable to and payable from Bond Fund 139-12, up to an amount not exceeding \$54,000.00.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 15, 1939.

Approved August 16, 1939.

Ordinance Book 50, Page 210.

No. 445

AN ORDINANCE—Appropriating and setting aside the aggregate amount of \$1,990,200.00 for the payment of cost, including Engineering and other expenses for constructing a Municipal Hospital in the Department of Public Health, from the sale of Bonds and Grants of funds of the Government of the United States.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the following sums are hereby set apart and appropriated from the sale of Bonds and of Grants of funds of the Government of the United States, for the payment of the cost, including engineering and other necessary expenses for the construction of a Municipal Hospital in the Department of Public Health:*

PA-Docket No. 2218-F	Construction Cost
Contract No. 1—Excavation and retaining walls-----	\$ 136,000.00
Contract No. 2—Column Foundations -----	29,250.00
Contract No. 3—General Contract -----	930,000.00
Contract No. 4—Plumbing Contract -----	150,000.00
Contract No. 5—Heating Contract -----	220,000.00
Contract No. 6—Electrical Contract -----	152,000.00
Elevator Contract -----	65,000.00
Additional Cost (Contract No. 2) -----	70,000.00
Equipment -----	58,175.00
Overhead and Architectur- al Expenses -----	179,775.00
Total -----	\$1,990,200.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 15, 1939.

Approved August 16, 1939.

Ordinance Book 50, Page 211.

No. 446

AN ORDINANCE—Amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N20—E30, by changing from a "B" Residence, Thirty-five Foot and First Area District to an "A" Residence, One Hundred Foot and Third Area District, all that certain property bounded by North Negley avenue; Wellesley avenue; King avenue, and, Hampton street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended by changing the Zone Map, Sheet Z—N20—E30, so as to change from a "B" Residence (U-5), Thirty-five Foot (H-1) and First Area (A-1) District to an "A" Residence, One Hundred Foot and Third Area District all that certain property bounded by North Negley avenue; Wellesley avenue; King avenue, and Hampton street.*

Section 2.—That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 14, 1939.

Approved August 24, 1939.

Ordinance Book 50, Page 211.

No. 447

AN ORDINANCE—Amending Section 1 of Ordinance No. 384, approved August 18, 1938, entitled, "An Ordinance accepting the offer of the United States of America to aid by way of grant in financing the construction and equipment of three recreation buildings in City-owned playgrounds, identified as "Docket No. Pa. 1987-F" and agreeing to the terms thereof."

WHEREAS, the United States of America offers additional funds to aid in financing the construction of the above project, copy of which offer reads as follows:

" P. W. 91147-5

FEDERAL WORKS AGENCY
Public Works Administration
Washington, D. C.,
Dated Aug. 5, 1939,
Docket No. Pa. 1987-F

City of Pittsburgh,
Pittsburgh, Allegheny County, Pa.

The United States of America hereby offers to amend the contract created by the acceptance by the City of Pittsburgh, Allegheny County, Pennsylvania, on August 18, 1938, of the Offer made by the United States of America and dated August 3, 1938, by striking out, in Line 8 of Paragraph 1 of said Offer, the figures "\$202,320" and inserting in lieu thereof the figures "\$288,090."

UNITED STATES OF AMERICA
Federal Works Administrator
by (Sgd) E. W. Clark,
Acting Commissioner of Public
Works"

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Section 1 of Ordinance No. 384, approved August 18, 1938, entitled, "An Ordinance accepting the Offer of the United States of America to aid by way of grant in financing the construction and equipment of three recreation buildings in City-owned playgrounds, identified as "Docket No. Pa. 1987-F" and agreeing to the terms thereof," shall be amended by changing the amount therein stipulated which reads "\$202,320" to read:*
"\$288,090"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 28, 1939.

Approved August 29, 1939.

Ordinance Book 50, Page 212.

No. 448

AN ORDINANCE—Appropriating and setting aside the sum of \$25,000.00 for payment of engineering and other necessary expenses incurred by em-

ployes of the Department of Public Works, for the services performed on improvements carried out in connection with the Federal Emergency Administration of Public Works program, from the proceeds to be derived from the sale of General Improvement Notes, Bond Fund No. 136.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of \$25,000.00, or so much thereof as may be necessary, is hereby set apart and appropriated in the Department of Public Works from the proceeds derived from the sale of General Improvement Notes, Bond Fund No. 136 for the payment of the cost of engineering and other necessary expenses incurred by employees of the Department of Public Works for services performed on improvements carried out in connection with the Federal Emergency Administration of Public Works program.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 28, 1939.

Approved August 29, 1939.

Ordinance Book 50, Page 213.

No. 449

AN ORDINANCE—Appropriating and setting aside the aggregate amount of \$365,513.32 for the payment of the cost for improvements to the public highway, bridge and viaduct, sewerage, drainage and water systems of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the following sums, or so much hereof as may be necessary, are hereby set apart and appropriated from the proceeds derived from Grant of Funds of*

the Government of the United States, for payment of the cost for making improvements to the public highway,

bridge and viaduct, sewerage, drainage and water systems of the City, in the Department of Public Works.

Pa. Docket No.	Cost of Construction and of Acquisition of or Damages to Property or Property Rights	Engineering and Other Necessary Expenses	Total
1591 Water Storage Tanks, Lincoln, Allentown and Squirrel Hill Districts, Pipe Line Replacement on Smallman Street, reinforcing main in the Oakland Heights District and Water Main Extension on Fifth Avenue in the Oakland District	\$ 3,653.32	\$ -----	\$ 3,653.32
1616 Street Improvements Schedule "A"	80,920.00	5,000.00	85,920.00
1599 Retaining Walls and Concrete Steps	6,700.00	-----	6,700.00
1631 Sewerage System in 33rd Street Drainage Basin	157,140.00	10,000.00	167,140.00
1970 Sewerage System in the Bates Street and the Columbus Avenue Basin	77,900.00	5,000.00	82,900.00
2015 Bloomfield Bridge Sidewalk and Corliss Station Bridge Reconstruction	19,200.00	-----	19,200.00
	<u>\$345,513.32</u>	<u>\$20,000.00</u>	<u>\$365,513.32</u>

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 28, 1939.

Approved August 29, 1939

Ordinance Book 50, Page 213.

No. 450

AN ORDINANCE—Amending portions of Section 1 of Ordinance No. 597, approved December 22, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$972,791.00, including engineering and other necessary expenses for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$2,000,000.00 short-term promissory notes.", as amended and supplemented.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* portion of Section 1 of Ordinance No. 597, approved December 22, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$972,791.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$2,000,000.00 short-term promissory notes.", as amended and supplemented, which reads:

"Docket No.	Construction Cost	Engineering and Other Necessary Expenses	Total
1599 Retaining Walls and Concrete Steps	\$ 35,000.00	\$ 2,900.00	\$ 37,900.00

1616	Street Improvements Schedule "A"	224,600.00	20,000.00	244,600.00
1635	Street Improvements Schedule "B"	35,000.00	4,600.00	39,600.00
1967	Wilmot Street Bridge	214,700.00	13,924.00	228,624.00
2132	Mission Street Bridges Recon- struction and River Avenue Viaduct	31,000.00	7,510.00	38,510.00"

shall be amended to read:

"Docket No.	Cost of Construction and of Acquisition of or Damages to Property or Property Rights	Engineering and Other Necessary Expenses	Total
1599 Retaining Walls and Concrete Steps	\$ 21,000.00	\$ 2,000.00	\$ 23,000.00
1616 Street Improvements Schedule "A"	214,600.00	20,000.00	234,600.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 28, 1939.

Approved August 29, 1939.

Ordinance Book 50, Page 214.

No. 451

A^N ORDINANCE—Amending portions of Section I of Ordinance No. 403, approved September 10, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes," as amended and supplemented.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the portions of Section I of Ordinance No. 403, approved September 10, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes," as amended and supplemented, which reads:*

"Docket No.	Construction Cost	Engineering and Other Necessary Expenses	Total
1590 Sewerage Systems in Four Mile Run, Neg- ley Run Drainage Basins, Homewood Ave- nue and Fifth Avenue	\$654,000.00	\$18,000.00	\$672,000.00
1591 Water Storage Tanks, Lincoln, Allentown and Squirrel Hill Districts, Pipe Line Re- placement on Smallman Street, reinforcing main in the Oakland Heights District and Water Main Extension on Fifth Ave- nue in the Oakland District	317,088.00	12,000.00	329,088.00
1600 2 Comfort Stations in Parks and 10 Field Houses in Playgrounds	65,908.25	4,000.00	69,908.25

Docket No.	Construction Cost	Engineering and Other Necessary Expenses	Total
1633 Bath and Field Houses in Magee and Cowley Goettman Playgrounds-----	58,883.00	6,000.00	64,883.00
1634 Swimming Pools and Bath Houses in Burgwin, Ammon, Pleasant Valley and Moore Playgrounds -----	88,314.00	9,000.00	97,314.00
1649 Highland Park Zoo Building Remodeling -----	\$ 50,000.00	\$ 3,900.00	\$ 53,900.00
1968 Rising Water Main from Brilliant Pumping Station and New Water Main on Second Avenue and South Side Water Lines -----	284,750.00	13,000.00	297,750.00
1970 Sewerage System in the Bates Street and the Columbus Avenue Basins -----	278,000.00	5,000.00	283,000.00
1987 Recreation Buildings in Ormsby, West Penn and Warrington Playgrounds -----	111,560.00	16,000.00	127,560.00
2015 Bloomfield Bridge Sidewalk and Corliss Station Bridge Reconstruction -----	54,200.00	6,500.00	60,700.00
2208 13 Filter Houses in various Swimming Pools throughout the City with Filter Equipment and appurtenances -----	142,300.00	5,000.00	147,300.00
2299 Relief Sewers—California Avenue, Broadhead—Fording Road, Nittany and Valley Rue Streets -----	57,000.00	4,000.00	61,000.00"

shall be amended to read:

Docket No.	Cost of Construction and of Acquisition or Damages to property or Property Rights	Engineering and Other Necessary Expenses	Total
1590 Sewerage Systems in Four Mile Run, Negley Run Drainage Basins, Homewood Avenue and Fifth Avenue -----	\$574,806.00	\$18,000.00	\$592,806.00
1591 Water Storage Tanks, Lincoln, Allentown and Squirrel Hill Districts, Pipe Line Replacement on Smallman Street, reinforcing main in the Oakland Heights District and Water Main Extension on Fifth Avenue in the Oakland District -----	313,313.00	12,000.00	325,313.00
1600 2 Comfort Stations in Parks and 10 Field Houses in Playgrounds -----	41,471.55	4,000.00	45,471.55
1633 Bath and Field Houses in Magee and Cowley-Goettman Playgrounds -----	\$ 58,883.00	\$ 9,000.00	\$ 67,883.00
1634 Swimming Pools and Bath Houses in Burgwin, Ammon, Pleasant Valley and Moore Playgrounds -----	172,000.00	9,000.00	181,000.00
1649 Highland Park Zoo Building Remodeling-----	38,312.00	3,900.00	42,212.00
1968 Rising Water Main from Brilliant Pumping Station and New Water Main on Second Avenue and South Side Water Lines-----	260,486.00	15,000.00	275,486.00
1970 Sewerage System in the Bates Street and the Columbus Avenue Basins-----	311,100.00	5,000.00	316,100.00

Docket No.	Cost of Construction and of Acquisition			Total
	of or Damage to Property or Property Rights	Engineering and Other Necessary Expenses		
1987	Recreation Buildings in Ormsby, West Penn and Warrington Playgrounds-----	111,560.00	17,000.00	128,560.00
2015	Bloomfield Bridge Sidewalk and Corliss Station Bridge Reconstruction-----	33,800.00	6,500.00	40,300.00
2208	13 Filter Houses in various Swimming Pools throughout the City with Filter Equipment and Appurtenances-----	110,888.00	5,000.00	115,888.00
2299	Relief Sewers—California Avenue, Broadhead-Fording Road, Nittany and Valley Rue Streets -----	45,000.00	4,000.00	49,000.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as same affects this ordinance. With special reference to Ordinance 538 approved 11-23-38, Ordinance 46 ap-

proved 2-1-39 and Ordinances 374 and 375 approved 7-3-39.

Passed August 28, 1939.

Approved August 29, 1939.

Ordinance Book 50, Page 215.

No. 452

AN ORDINANCE—Amending Section 1 and the title of Ordinance No. 316, approved August 13, 1937, entitled, "An Ordinance providing for a contract or contracts for sewer and drainage improvements in the Spring Garden Avenue Drainage Basin; on Homewood Avenue; in the 33rd Street Drainage Basin; on Hillsboro Street; for Hale Street and Cora Street, and providing for payment of the costs thereof in the aggregate amount not to exceed Six Hundred Eighty-nine Thousand Five Hundred (\$689,500.00) Dollars from funds otherwise appropriated from Public Improvement Notes 'B' 1937," as amended and supplemented.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Ordinance No. 316, approved August 13, 1937, entitled, "An Ordinance providing for a contract or contracts for sewer and drainage improvements in the Spring Garden Avenue Drainage Basin; on Homewood Avenue; in the 33rd Street Drainage Basin; on Hillsboro Street; for Hale Street and Cora Street, and providing for payment of the costs thereof in the aggregate amount not to exceed*

Six Hundred Eighty-nine Thousand Five Hundred (\$689,500.00) Dollars from funds otherwise appropriated from Public Improvement Notes 'B' 1937" as amended and supplemented, shall be and is hereby amended in the following manner:

Delete the portion of Section 1 thereof, which reads:

"Homewood Avenue—construction of relief sewers-----\$20,000.00"

Delete the portion of the title thereof, which reads:

"On Homewood Avenue."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 28, 1939.

Approved August 29, 1939.

Ordinance Book 50, Page 217.

No. 453

AN ORDINANCE—Authorizing the issuance of a warrant in favor of County of Allegheny for \$3,974.94 in payment of sewer construction on the Water Street Improvement, for the ben-

efft of the City without previous authority of Law.

WHEREAS, The County of Allegheny constructed a sewer along Water street, in connection with a P. W. A. project, for the benefit of the City without previous authority of Law, and,

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for payment of services furnished and work done for the benefit of the City without previous authority of Law. Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the County of Allegheny for \$3,974.94 in payment of the construction of a sewer along Water street in connection with a P. W. A. project, for the benefit of the City and to charge same to Bond Fund No. 141-1.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 28, 1939.

Approved August 29, 1939.

Ordinance Book 50, Page 217.

No. 454

AN ORDINANCE—Vacating portions of FIFTH AVENUE, from North Bellefield avenue to North Dithridge street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That portions of FIFTH AVENUE, from North Bellefield avenue to North Dithridge street, be and the same are hereby vacated, according to the following descriptions thereof, to wit:*

First: All of that portion of Fifth avenue bounded and described as follows, to wit:

Beginning on the northerly line of Fifth avenue as opened by Ordinance No. 106, ordained and enacted in Coun-

cils on July 29, 1872, at the first angle therein east of North Bellefield avenue; thence extending along the northerly line of Fifth avenue as opened by the said ordinance, North 85° 0' East, 49.57 feet to a point; thence westwardly by the arc of a circle deflecting to the left with a radius of 345.0 feet, a central angle of 14° 12' 10, and a chord bearing South 67° 57' 48" West, for an arc distance of 85.52 feet to the northerly line of Fifth avenue as opened by the above mentioned ordinance; thence along the northerly line of Fifth avenue as opened by said ordinance, North 47° 02' East, 40.62 feet to the place of beginning.

Second: All those portions of Fifth avenue as widened by Ordinance No. 465, approved August 8, 1931, and by Ordinance No. 588, approved December 2, 1931, which lie north of the northerly line of Fifth avenue, as widened by Ordinance No. 60, approved February 26, 1937.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 28, 1939.

Approved August 29, 1939.

Ordinance Book 50, Page 218.

No. 455

AN ORDINANCE—Authorizing the City Clerk to employ Louis H. Hartman to complete a W. P. A. project in the City Clerk's office, for a period not to exceed three months, and providing for the payment thereof from Code Account 1003, Miscellaneous Services.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the City Clerk be and he is hereby authorized to employ Louis H. Hartman to complete a W. P. A. project in City Clerk's office, for a period not to exceed three months, at a compensation of 70c per hour, chargeable to and payable from Code Account 1003, Miscellaneous Services.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 31, 1939.

Approved September 1, 1939.

Ordinance Book 50, Page 219.

No. 456

AN ORDINANCE—Amending a portion of Section 3, City Clerk's Office, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9th, 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a portion of Section 3, City Clerk's Office, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9th, 1939, which reads:*

*"Stenographer - Clerk-----
-----\$1,920.00 per annum"*
Shall be and the same is hereby amended to read:

*"Stenographer - Clerk-----
-----\$2,200.00 per annum."*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 31, 1939.

Approved September 1, 1939.

Ordinance Book 50, Page 219.

No. 457

AN ORDINANCE—Supplementing Section 83, Bureau of Recreation of an Ordinance entitled "An Ordinance fixing the number of officers and em-

ployees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a portion of Section 83 of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939, shall be and the same is hereby supplemented by inserting after the words "Ten Caretakers—\$1,560.00 each per annum," the words*

*Five Caretakers-----
-----\$1,200.00 each per annum.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 31, 1939.

Approved September 1, 1939.

Ordinance Book 50, Page 220.

No. 458

AN ORDINANCE—Amending a portion of Section 35, Department of Public Safety, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a portion of Section 35, Department of Public Safety of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939, which reads:*

"Messenger-----\$1,760.00 per annum"
shall be and the same is hereby amended to read:

"Receptionist. \$1,800.00 per annum."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 31, 1939.

Approved September 1, 1939.

Ordinance Book 50, Page 220.

No. 459

AN ORDINANCE—Fixing the rate of interest at one (1%) per centum per annum on \$750,000.00 Current Expense Bonds 1939, which were sold August 15th, 1939, by authority of Ordinance No. 392 approved July 17th, 1939.

WHEREAS, under the terms of said ordinance and Acts of Assembly authorizing the same the bonds were advertised and sold to the First National Bank at Pittsburgh at an interest rate of one (1%) per centum per annum plus a premium of \$1,575.00, Now Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Current Expense Bonds 1939, in the amount of \$750,000.00, authorized by Ordinance No. 392 shall bear interest at the rate of One (1%) per centum payable semi-annually.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 31, 1939.

Approved September 1, 1939.

Ordinance Book 50, Page 220.

No. 460

AN ORDINANCE—Amending Section 1 of Ordinance No. 381, approved August 18, 1938, entitled, "An Ordinance accepting the offer of the United States of America to aid by way of grant in financing the construction of two com-

bination bath and field houses, including necessary equipment therefor, identified as Docket No. Pa. 1633-F and agreeing to the terms thereof."

WHEREAS, the United States of America offers additional funds to aid in financing the construction of the above project, copy of which offer reads as follows:

P. W. 91406-15

FEDERAL WORKS AGENCY
Public Works Administration

Washington, D. C.

Dated August 24, 1939

Docket No. Pa. 1633-F

City of Pittsburgh,
Pittsburgh, Allegheny County,
Pennsylvania.

The United States of America hereby offers to amend the contract created by the acceptance by the City of Pittsburgh, Pennsylvania, on August 18, 1938, of the Offer made by the United States of America and dated June 24, 1938, by striking out, in Line 9 of Paragraph 1 of said Offer, the figures "\$84,352," and inserting in lieu thereof the figures "\$104,327."

UNITED STATES OF AMERICA

Federal Works Administrator

By (Sgd) E. W. Clark,

Acting Com. of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Section 1 of Ordinance No. 381, approved August 18, 1938, entitled, "An Ordinance accepting the offer of the United States of America to aid by way of grant in financing the construction of two combination bath and field houses, including necessary equipment therefor, identified as Docket No. Pa. 1633-F and agreeing to the terms thereof," shall be amended by changing the amount therein stipulated which reads "\$84,352" to read:*

"\$104,327."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 31, 1939.

Approved September 1, 1939.

Ordinance Book 50, Page 221.

No. 461

AN ORDINANCE—Authorizing the issuance of warrants in favor of A. Parente & Son, for \$99.90 and J. P. Holleran for \$35.93 in payment of extra work done on contracts in connection with P. W. A. projects for the benefit of the City without previous authority of Law.

WHEREAS, Extra work was done on contracts in connection with P. W. A. projects for the benefit of the City without previous authority of Law, and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for payment of extra work done on contracts for the benefit of the City without previous authority of Law, Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in favor of the following in payment of extra work done on contracts listed below in connection with P. W. A. projects for the benefit of the City and to charge same to the code accounts designated.*

Contractor—A. Parente & Son, \$99.90.
Code Account No. 136-16.

Project—Magee Playgrounds.

Docket—Pa. 1633-F, Contract No. 5,
Concrete Wall.

Controller's Contract—No. 7288.

Contractor—J. P. Holleran, \$35.93. Code
Account No. 136-14.

Project—Frazier Playgrounds.

Docket—Pa. 1600-F, Contract No. 24,
Plumbing.

Controller's Contract No. 7516.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 31, 1939.

Approved September 1, 1939.

Ordinance Book 50. Page 222.

No. 462

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Monongahela and Ohio Dredging Company for \$61.88 in payment for dredging the Outlet of Nineteenth Street Sewer for the benefit of the City without previous authority of Law.

WHEREAS, The Monongahela and Ohio Dredging Company dredged the Outlet of Nineteenth Street Sewer for the benefit of the City without previous authority of Law in the total sum of \$61.88, and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for payment of services furnished and work done for the benefit of the City without previous authority of Law. Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Monongahela and Ohio Dredging Company for \$61.88 in payment of dredging the Outlet of Nineteenth Street Sewer for the benefit of the City and to charge same to Code Account No. 1540.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 31, 1939.

Approved September 1, 1939.

Ordinance Book 50, Page 222.

No. 463

AN ORDINANCE—Authorizing the issuance of a warrant in favor of M. O'Herron Company for \$5,109.05 in payment of the construction of Nineteenth Street Sewer for the benefit of the City without previous authority of Law.

WHEREAS, M. O'Herron Company constructed a sewer along Nineteenth street for the benefit of the City with-

out previous authority of Law in the total sum of \$5,109.05, and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for payment of services furnished and work done for the benefit of the City without previous authority of Law, Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of M. O'Herron Company for \$5,109.05 in payment of the construction of a sewer along Nineteenth street for the benefit of the City and to charge same to Bond Fund 132.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 31, 1939.

Approved September 1, 1939.

Ordinance Book 50, Page 223.

No. 464

AN ORDINANCE—Authorizing the issuance of warrants in favor of Hunter Steel Company in the total sum of \$100.00 in payment of extra work done on contracts in connection with P. W. A. projects for the benefit of the City without previous authority of Law.

WHEREAS, Extra work was done on contracts in connection with P. W. A. projects for the benefit of the City without previous authority of Law, and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for payment of extra work done on contracts for the benefit of the City without previous authority of Law Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor be and he is hereby authorized and directed to issue and the

City Controller to countersign warrants in favor of Hunter Steel Company in the total sum of \$100.00 in payment of extra work done on contracts listed below in connection with P. W. A. projects for the benefit of the City and to charge same to the code accounts designated.

Contractor—Hunter Steel Company—
\$50.00, Code Account No. 136-11

Project—Lincoln Water Storage Tank

Docket—PA 1591-F, Contract No. 5

Controller's Contract No. 7299.

Contractor—Hunter Steel Company—
\$50.00, Code Account No. 136-11

Project—Squirrel Hill Water Storage Tank

Docket—PA 1591-F, Contract No. 6

Controller's Contract No. 7302.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 31, 1939.

Approved September 1, 1939.

Ordinance Book 50, Page 223.

No. 465

AN ORDINANCE—Regulating Automobile Parking on the Monongahela Wharf and the Duquesne Wharf, fixing the fees therefor, and providing penalties for the violation thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Monongahela Wharf and the Duquesne Wharf of the Allegheny River may be used hereafter for automobile parking purposes under the jurisdiction of the Department of Lands and Buildings.

Section 2. The said Department of Lands and Buildings is hereby given full power and authority to make regulations for the storing and parking of automobiles on the said Monongahela and Duquesne Wharves, and to charge for each automobile desiring only an

unbroken period of parking and storing the price or fee of 10c per day and for each automobile desiring the privilege of coming and going at will, the fee or price of 20c per day between the hours of 8:00 A. M. and 6:00 P. M. After 6:00 P. M. and up to 12:00 P. M., 10c shall be charged for each automobile parked for an unbroken period and 20c for each automobile desiring the privilege of coming and going at will. Distinctive checks indicating the character of storing or parking for which payment is made, shall be issued. The said parking fees shall be collected by employees from the Office of the City Treasurer stationed on the wharves for that purpose.

Section 3. A sufficient number of telephones shall be installed for the convenience of those using the wharves for the above purposes. Additional conveniences in the way of package and parcel rooms may be installed and all fees for checking of packages and parcels shall likewise be available as aforesaid, the amount of said fee to be 5c per package or parcel.

Section 4. The Department of Lands and Buildings in carrying out the provisions of this Ordinance shall not interfere with the lessees in said wharves' use and shall safeguard the properties thereof by the shipping interests.

Section 5. Any person failing to pay the fee charged herein for the service named or interfering with the use of the wharves as herein set forth or otherwise violating the provisions of this Ordinance, shall upon conviction thereof before any Police Magistrate or Alderman of the City of Pittsburgh, pay a fine not to exceed \$25.00 and in default of the payment thereof, shall be sentenced to the Allegheny County Jail not to exceed a period of 30 days.

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 31, 1939.

Approved September 1, 1939.

Ordinance Book 50, Page 224.

No. 466

AN ORDINANCE—Appropriating the sum of Sixteen Hundred Dollars (\$1600.00) from Bond Fund No. 129 for the payment of the City's share of the cost of making a field survey of smoke conditions in the City of Pittsburgh, to be carried out and completed in conjunction with the Federal Work Projects Administration, including the payment of the cost of supplies, miscellaneous services, materials, rentals, equipment, labor and engineering and general supervisory services.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the sum of Sixteen Hundred Dollars (\$1600.00), or so much thereof as may be necessary, shall be and the same is hereby appropriated from Bond Fund No. 129 for the City's share of the cost of making a field survey of smoke conditions in the City of Pittsburgh, to be carried out and completed in conjunction with the Federal Work Projects Administration, including the payment of the cost of supplies, miscellaneous services, materials, rentals, equipment, labor and engineering and general supervisory services.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 31, 1939.

Approved September 1, 1939.

Ordinance Book 50, Page 225.

No. 467

AN ORDINANCE—Setting aside and appropriating the aggregate sum of \$27,200.00 from Bond Fund Nos. 131 and 132, for the payment of the City's share of the cost, including salaries, to carry out and complete certain survey and planning work as conducted by the Department of City Planning in conjunction with the Federal Work Projects Administration.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the aggregate sum of \$27,200.00, or so much thereof as may be necessary, shall be and the same is hereby set aside and appropriated as follows:

\$17,200.00 from Bond Fund 131, and \$10,000.00 from Bond Fund 132, for the payment of the City's share of the cost, including salaries, to carry out and complete certain Planning Investigation, Delinquent Tax Survey Records, Making Topographic Models of the City of Pittsburgh, Obtaining, Compiling and Mapping Land Use Data and portions of the Geodetic and Topographic Survey in conjunction with the Federal Work Projects Administration.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 31, 1939.

Approved September 1, 1939.

Ordinance Book 50, Page 225.

No. 468

AN ORDINANCE—Setting aside and appropriating the sum of Ten Thousand (\$10,000.00) Dollars from Bond Fund 140, General Public Improvements 1939, for the payment of the City's share of the cost of the improvements of Brahm, Solar and Overbeck Streets, in conjunction with the Federal Work Projects Administration.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the sum of Ten Thousand (\$10,000.00) Dollars, or so much thereof as may be necessary, shall be and the same is hereby appropriated from Bond Fund 140, General Public Improvements 1939, for the payment of the City's share of the cost of the improvements of Brahm, Solar and Overbeck Streets, to be carried out in conjunction with the Federal Work Projects Administration.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 31, 1939.

Approved September 1, 1939.

Ordinance Book 50, Page 226.

No. 469

AN ORDINANCE—Providing for a contract or contracts for the construction of a relief sewer on Mulford and Cora Streets, from Hale Street to the sewer on Cora Street at a point about Three Hundred Twenty (320') feet southwest of Mulford Street, and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the construction of a relief sewer on Mulford and Cora Streets, from Hale Street to the sewer on Cora Street at a point about Three Hundred Twenty (320') feet southwest of Mulford Street, in accordance with the laws and ordinances governing said City, in an amount not exceeding the sum of FIVE THOUSAND (\$5,000.00) DOLLARS, chargeable to and payable from Bond Fund 132-18.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 31, 1939.

Approved September 1, 1939.

Ordinance Book 50, Page 226.

No. 470

AN ORDINANCE—Providing for the letting of a contract for the printing of a report concerning Inter-

cepting Sewerage, Sewage Treatment and Disposal, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to request letter bids, and to award a contract to the lowest responsible bidder for the printing of a report concerning Intercepting Sewerage, Sewage Treatment and Disposal.*

Section 2. The cost of said printing shall be chargeable to and payable from Code Account No. 1018, Supplies, Mayor's Office, and shall not exceed the sum of \$400.00.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 31, 1939.

Approved September 1, 1939.

Ordinance Book 50, Page 227.

No. 471

AN ORDINANCE—Authorizing and directing the construction of a public sewer on the northwest sidewalk of Banksville road, from a point about Fifty (50') feet northeast of McMonagle avenue to the existing sewer on the northwest sidewalk of Banksville road, about One Thousand (1000') feet northeast of McMonagle avenue, including, as may be necessary, the excavation of exploratory test holes, providing for the letting of a contract or contracts therefor,

And providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Public Sewer be constructed on the northwest sidewalk of Banksville road, from a point about Fifty (50') feet northeast of McMonagle avenue to the existing sewer on the northwest side-*

walk of Banksville road, about One Thousand (1000') feet northeast of McMonagle avenue, including, as may be necessary, the excavation of exploratory test holes.

Commencing on the northwest sidewalk of Banksville road at a point about Fifty (50') feet northeast of McMonagle avenue; thence northeastwardly along the northwest sidewalk of Banksville road to the existing sewer on the northwest sidewalk of Banksville road, about One Thousand (1000') feet northeast of McMonagle avenue. Said sewer to be terra cotta pipe and 8" in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of Four Thousand Dollars (\$4,000.00) which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 31, 1939.

Approved September 1, 1939.

Ordinance Book 50, Page 227.

No. 472

AN ORDINANCE—Authorizing and directing the construction of a pub-

lic sewer on the east sidewalk and roadway of Behrens street and Behrens way, from a point about twenty (20') feet north of Valora street to the existing sewer on Behrens way at Denisonview street, including, as may be necessary, the excavation of exploratory test holes, providing for the letting of a contract or contracts therefor,

And providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a Public Sewer be constructed on the east sidewalk and roadway of Behrens street and Behrens way, from a point about twenty (20') feet north of Valora street to the existing sewer on Behrens way at Denisonview street, including, as may be necessary, the excavation of exploratory test holes.*

Commencing on the east sidewalk of Behrens street at a point about twenty (20') feet north of Valora street; thence northwardly along the east sidewalk and roadway of Behrens street and Behrens way to the existing sewer on Behrens way at Denisonview street. Said sewer to be terra cotta pipe and 12" in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of Four Thousand Five Hundred Dollars (\$4,500.00) which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts

of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and same is hereby repealed, so far as the same affects this Ordinance.

Passed August 31, 1939.

Approved September 1, 1939.

Ordinance Book 50, Page 228.

No. 473

AN ORDINANCE—Authorizing and directing the construction of a public sewer on the easterly sidewalk and roadway of Crestline street from a point about seventy (70') feet northeast of Crestline place to the existing sewer on the westerly sidewalk of Crestline street, at a point about one hundred (100') feet south of Nimick place, including, as may be necessary, the excavation of exploratory test holes, providing for the letting of a contract or contracts therefor,

And providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a Public Sewer be constructed on the easterly sidewalk and roadway of Crestline street from a point about seventy (70') feet northeast of Crestline place to the existing sewer on the westerly sidewalk of Crestline street, at a point about one hundred (100') feet south of Nimick place, including, as may be necessary, the excavation of exploratory test holes.*

Commencing on the easterly sidewalk of Crestline street at a point about seventy (70') feet northeast of Crestline place; thence southwardly and southwestwardly along the easterly sidewalk and roadway of Crestline street to the existing sewer on the westerly sidewalk of Crestline street at a point about one hundred (100') feet south of Nimick place. Said sewer to be terra

cotta pipe and 8" in diameter; with 6" lateral sewers extending on Crestline street north of Nimick place from the main sewer to points one (1') foot inside the northwest curb line.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of Two Thousand Six Hundred (\$2,600.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 31, 1939.

Approved September 1, 1939.

Ordinance Book 50, Page 229.

No. 474

AN ORDINANCE—Authorizing and directing the construction of a public sewer on the north sidewalk of Stanton Courts North from Stanton Courts East to the existing sewer on Stanton Courts West, including, as may be necessary, the excavation of exploratory test holes, providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be as-

sessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a Public Sewer be constructed on the north sidewalk of Stanton Courts North from Stanton Courts East to the existing sewer on Stanton Courts West, including, as may be necessary, the excavation of exploratory test holes.

Commencing on the north sidewalk of Stanton Courts North at a point about Ten (10') feet west of the property line of Stanton Courts East; thence westwardly along the north sidewalk of Stanton Courts North to the existing sewer on Stanton Courts West. Said sewer to be terra cotta pipe and 12" in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of One Thousand Two Hundred (\$1,200.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 31, 1939.

Approved September 1, 1939.

Ordinance Book 50, Page 230.

No. 475

AN ORDINANCE—Accepting a deed of right-of-way or easement from The Pittsburgh Junction Railroad Company and The Schuylkill Improvement Land Company of Philadelphia over certain real estate of the grantors from an intersection with the existing sewer at Sylvan Avenue Bridge across Sa Acorn, and Alexis streets along Four Mile Run Road and Boundary street to a point in Boundary street 1,075 feet north of Saline street and providing for the sum of \$675.40, and providing for certain obligations of the City of Pittsburgh, by reason of the construction, reconstruction and maintenance of the Four Mile Run Relief Sewer.

WHEREAS, The Pittsburgh Junction Railroad Company and The Schuylkill Improvement Land Company of Philadelphia have offered to convey to the City of Pittsburgh the right-of-way or easement for the construction, reconstruction and maintenance of the Four Mile Run Relief Sewer through and across lands owned by them; and,

WHEREAS, The consideration therefor being the sum of \$675.40 and the protection of the grantors against damages resulting from the construction of said sewer and liability for the increased cost of maintenance of the roadbed and tracks of the grantors as a result of sewer construction, reconstruction and maintenance; against damages to the grantors or their employees, property, or the property of other persons in their custody; and against damages from the improper maintenance of the sewer attributable to its construction, reconstruction or improper maintenance; and,

WHEREAS, The courses and distance of said right-of-way or easement are more accurately described as follows:

PARCEL NO. 1

Situate in the 15th Ward, City of Pittsburgh, Allegheny County, Pennsylvania, and being more fully bounded and described as follows:

BEGINNING at a point in the southwesterly line of Alexis street which is the northeasterly line of lots in the Alderson Plan, said point of beginning being on a course N. 50° 20' 30" W. along said line of Alexis street at a distance of 110.67

feet from its intersection with the northerly line of Saline street; thence on a course S. 27° 58' 30" W. for a distance of 102.22 feet to a point in the northeasterly line of Acorn street; thence along said line of Acorn street on a course N. 50° 20' 30" W. for a distance of 18.38 feet to a point; thence on a course N. 27° 58' 30" E. for a distance of 102.22 feet to a point on the said southwesterly line of Alexis street; thence along said line of Alexis street on a course of S. 50° 20' 30" E. for a distance of 18.38 feet to the place of beginning. Containing within said boundaries 1840 square feet of land more or less.

The above-described land being an easement 18 feet wide for the construction and maintenance of the Four Mile Run Sewer through portions of lots Nos. 32, 33, and 34 of the Alderson Plan of Lots which were acquired by deeds to The Schuylkill Improvement Land Company of Philadelphia from Alfred L. Pearson et ux, et al., on November 23, 1905, and recorded in Allegheny County Deed Book No. 1406, Page No. 607, and recorded in Allegheny County Deed Book No. 1419, Page No. 313.

PARCEL NO. 2

Situate in the 15th Ward, City of Pittsburgh, Allegheny County, Pennsylvania, and being more fully bounded and described as follows:

BEGINNING at a point on the northeasterly line of Alexis street which is the southwesterly line of Lot No. 48 in A. R. Neeb's Forward Plan of Lots, said point being distant 14.44 feet on a course S. 50° 20' 30" E. from the intersection of said line of Alexis street with the southerly line of Four Mile Run road; thence crossing Lot No. 48 on a course N. 27° 58' 30" E. for a distance of 30.94 feet to a point in said southerly line of Four Mile Run Road; thence along said southerly line on a course N. 50° 45' 30" E. for a distance of 40.36 feet to a point; thence crossing Lots Nos. 46, 47, and 48 by the following three courses: first, by an arc of a circle curving to the left with a radius of 66 feet for a distance of 4.96 feet to a point of tangent; second, on a course S. 27° 58' 30" W. for a dis-

tance of 42.62 feet to a point; and, third, on a course S. 49° 56' 50" W. for a distance of 23.01 feet to a point in the northeasterly line of Alexis street; thence along said northeasterly line on a course N. 50° 20' 30" W. for a distance of 9.59 feet to the place of beginning. Containing within said boundaries 812 square feet of land more or less.

The above-described land being an easement 18 feet wide for the construction and maintenance of the Four Mile Run Sewer through portions of Lots Nos. 46, 47, and 48 of A. R. Neeb's Forward Plan of Lots which was acquired by The Schuylkill Improvement Land Company of Philadelphia from Rose Stefanik by Deed dated November 1, 1905, recorded in Allegheny County Deed Book No. 1413, Page No. 421.

PARCEL No. 3

Situate in the 14th Ward, City of Pittsburgh, Allegheny County, Pennsylvania, and being more fully bounded and described as follows:

BEGINNING at a point in the northeasterly line of Boundary street, said point being along said line of Boundary street N. 19° 55' 30" W. at a distance of 397.07 feet from the first angle point in Boundary street northwestwardly from Saline street; thence along said line of Boundary street on a course N. 19° 55' 30" W. for a distance of 54.51 feet to a point; thence on a course S. 34° 48' 30" E. for a distance of 237.50 feet to a point in the easterly property line of The Pittsburgh Junction Railroad Company; thence along said property line on a course S. 8° 48' E. for a distance of 58.39 feet to a point; thence continuing along said property line on a course S. 2° 58' W. for a distance of 53.67 feet to a point; thence on a course N. 4° 03' 30" W. for a distance of 72.41 feet to a point of curve; thence by a curve to the left with a radius of 53 feet for a distance of 28.44 feet to a point of tangent; thence on a course N. 34° 48' 30" W. for a distance of 190.38 feet to the place of beginning. Containing within said boundaries 3511 square feet of land more or less.

The above-described land being an easement 14 feet wide for the con-

struction and maintenance of the Four Mile Run Sewer through property acquired by deed dated July 1, 1884 to The Pittsburgh Junction Railroad Company from Mary E. Schenley and recorded in Allegheny County Deed Book No. 534, Page 43, and through property acquired by deed dated December 26, 1905 to The Schuylkill Improvement Land Company of Philadelphia from Trustees for Mary E. Schenley and recorded in Allegheny County Deed Book No. 1486, Page 14.

and,
WHEREAS, Said Grantors presented a deed for said right-of-way or easement to the City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the deed of right-of-way or easement aforesaid from The Pittsburgh Junction Railroad Company and The Schuylkill Improvement Land Company of Philadelphia to the City of Pittsburgh, be and the same is hereby accepted, in accordance with and subject to the terms thereof, and the proper officers of the City are authorized and directed to cause the same to be recorded in the Office of the Recorder of Deeds of Allegheny County.*

The total sum of \$675.40 to be paid to the grantors is hereby made chargeable to and payable from Pa. Docket No. 1590.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 31, 1939.

Approved September 1, 1939.

Ordinance Book 50, Page 231.

No. 476

AN ORDINANCE—Granting unto the United States Government the right to construct, maintain and use footings, lamps and a cornice on Murray avenue, near its intersection with Darlington road, Fourteenth Ward, City of Pittsburgh, for the purpose of

constructing a post office building on the property bounded by the westerly line of Murray avenue and the southerly line of Darlington road.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the United States Government is hereby given the right and authority, at its own cost and expense, to use such part of the westerly sidewalk area of Murray avenue, near its intersection with the southerly line of Darlington road, as may be necessary for the construction of footings for the proposed post office building to be built at that location, said footings to be constructed in accordance with the plan identified as the United States Post Office, Squirrel Hill Station, Pittsburgh, Pennsylvania, and made part of this ordinance, by reference thereto, and on file in the office of the Division of Public Utilities, Bureau of Engineering, Department of Public Works, City of Pittsburgh.

Section 2. Permission is also granted for the encroachment of the cornice of the proposed building for a distance of fifteen and one-half (15½) inches beyond the westerly property line of Murray avenue, as shown on said plan.

Section 3. Permission is also granted for the construction of lamps on the exterior of said proposed building, providing the base or lowest part thereof extend not less than ten (10) feet above the sidewalk elevation of Murray avenue.

Section 4. The United States Government, or its duly authorized representative, prior to beginning the construction of said footings, shall submit to the Director of the Department of Public Works of said City, a complete set of plans in triplicate, showing the location and all details of the construction of the said footings, cornice and lamps; and said plans for the construction of said footings, cornice and lamps shall be subject to the approval and supervision of said Director.

Section 5. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh, and its powers over City Streets, and to the ordinances of the

City of Pittsburgh relating thereto, and to the provision of any general ordinance which may hereafter be passed relating to the same.

Section 6. The said grantee shall bear the full cost and expense for the repaving and repair of the street or sidewalk above affected by this improvement; or the repair of any structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of said footings, cornice and lamps; all of said work, including repairs of street or sidewalk, shall be done in the manner and at such times as said Director may order and shall be subject to his approval and supervision.

Section 7. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 31, 1939.

Approved September 1, 1939.

Ordinance Book 50, Page 233.

No. 477

AN ORDINANCE—Refixing the width and position of the sidewalks and roadway of RHINE STREET, from Itin street to Yetta avenue, and providing for slopes, parking, retaining walls and steps.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the sidewalks and roadway of RHINE STREET, from Itin street to Yetta avenue, be and the same are hereby refixed as follows, to wit:

The easterly sidewalk shall have a uniform width of 8.0 feet, lying along and contiguous to the easterly street line.

The roadway shall have a uniform width of 36.0 feet, lying west of and contiguous to the above described easterly sidewalk.

The westerly sidewalk shall have a uniform width of 8.0 feet, lying west of and contiguous to the above described roadway.

The remaining portion of the street between Itin street and Zang way shall be used for slopes, parking, retaining walls and steps.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and

the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 31, 1939.

Approved September 1, 1939.

Ordinance Book 50, Page 234.

No. 478

AN ORDINANCE—Authorizing the issuance of warrants in favor of Allegheny Equipment Corporation for \$168.04; Motive Parts Company for \$81.81; Bendix-Westinghouse Brake Station for \$66.18; Dravo-Doyle Company for \$102.95; Miller Chevrolet Company for \$27.52; North Side Buick Company for \$9.34; Dixon Motor Company for \$728.18; Sterling Motors Corporation for \$421.82; Reo Sales Corporation for \$294.94; Duquesne Slag Products Co. for \$498.66; Neville Lime Company for \$230.18; Kelley Island Lime & Transport for \$4,431.44; Snyder & Swanson, Inc. for \$39.98; Johnson Auto Service for \$21.75; Standard Oil of Penna. for \$641.80; Valley Camp Coal Company for \$145.78; W. S. Tyler Company for \$163.20; Pittsburgh Sports Shop, Inc. for \$14.41, and A. G. Spalding & Bros. for \$10.95, in payment of supplies and materials furnished for the benefit of

the City without previous authority of Law.

WHEREAS, Supplies and materials were furnished for the benefit of the City without previous authority of Law, in the total sum of \$8,098.93, and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for the payment of supplies and materials furnished for the benefit of the City without previous authority of Law, Now, therefore:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in favor of the following in payment of supplies and materials furnished for the benefit of the City, in the respective amounts set opposite their names and to charge same to the code accounts designated.

Allegheny Equipment Corporation	\$ 168.04	Code Account No. 1515
Motive Parts Company	81.81	Code Account No. 1515
Bendix-Westinghouse Brake Station	66.18	Code Account No. 1515
Dravo-Doyle Company	102.95	Code Account No. 1515
Miller Chevrolet Company	27.52	Code Account No. 1515
North Side Buick Company	9.34	Code Account No. 1515
Dixon Motor Company	728.18	Code Account No. 1515
Sterling Motors Corporation	421.82	Code Account No. 1515
Reo Sales Corporation	294.94	Code Account No. 1515
Duquesne Slag Products Co.	498.66	Code Account No. 1659
Neville Lime Company	230.18	Code Account No. 1659
Kelley Island Lime & Transport Co.	4,431.44	Code Account No. 1659
Snyder & Swanson, Inc.	39.98	Code Account No. 1615
Johnson Auto Service	21.75	Code Account No. 1516
Standard Oil of Penna.	641.80	Code Account No. 1514
Valley Camp Coal Company	145.78	Code Account No. 1768
W. S. Tyler Company	163.20	Code Account No. 136-8A
Pittsburgh Sports Shop, Inc.	14.41	Code Account No. 1917
A. G. Spalding & Bros.	10.95	Code Account No. 1917

Total.....\$8,098.93

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 11, 1939.

Approved September 14, 1939.

Ordinance Book 50, Page 235.

No. 479

AN ORDINANCE—Granting to the Board of County Commissioners of the County of Allegheny and to the Commonwealth of Pennsylvania, acting through the Secretary of Highways, the right to enter into the City of Pittsburgh for the purpose of constructing an extension of Bigelow boulevard (State Highway Route No. 228) from the end of the present construction at Station 5191.04 to the westerly side line of Seventh avenue and Bigelow boulevard from the westerly side line of Seventh avenue to Sixth avenue, and in connection therewith to construct a traffic grade separation at the intersection of Bigelow boulevard (State Highway Route No. 228) and Seventh avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* consent is hereby given to the Board of County Commissioners of the County of Allegheny, and to the Commonwealth of Pennsylvania, acting through the Secretary of Highways, to enter into the City of Pittsburgh for the purpose of constructing an extension of Bigelow boulevard (State Highway Route No. 228) from the end of the present construction at Station 5191.04 to the westerly side line of Seventh avenue and Bigelow boulevard from the westerly side line of Seventh avenue to Sixth avenue, and in connection therewith to construct a traffic grade separation at the intersection of Bigelow boulevard (State Highway Route No. 228) and Seventh avenue. in conformity with plans to be prepared by the Commonwealth of Pennsylvania, and approved by the County of Allegheny and the proper officers of the City of Pittsburgh, copies of which plans are to be placed upon file in the proper offices of record in the County of Allegheny and in the City of Pittsburgh.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 11, 1939.

Approved September 14, 1939.

Ordinance Book 50, Page 235.

No. 480

AN ORDINANCE—Providing for the letting of a contract for the furnishing and delivery of One Pulsometer Steam Pump for the Bureau of Water and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of One Pulsometer Steam Pump at a cost not to exceed the sum of \$800.00 for the Bureau of Water, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1774—Equipment, Bureau of Water.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 11, 1939.

Approved September 14, 1939.

Ordinance Book 50, Page 236.

No. 481

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of One Air Compressor and Linoleum for the Pittsburgh City Home and Hospitals, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Supplies shall be and they

are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of One Air Compressor at a cost not to exceed the sum of \$800.00 and 400 sq. yds. of Linoleum (more or less) at a cost not to exceed the sum of \$600.00 for the Pittsburgh City Home and Hospitals, Dept. of Public Welfare, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and ordinances of Council in such cases made and provided, the amounts set forth above to be chargeable to and payable from:

Code Account 1290-20-F-Equip-
ment the sum of -----\$800.00
Code Account 1290-15-F-Equip-
ment the sum of ----- 600.00
Pittsburgh City Home and Hospitals,
Dept. of Public Welfare.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 11, 1939.

Approved September 14, 1939.

Ordinance Book 50, Page 237.

No. 482

AN ORDINANCE—Vacating a portion of MOHAWK STREET, from Soho street to a point 63.0 feet, more or less, eastwardly therefrom.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a portion of MOHAWK STREET, from Soho street to a point 63.0 feet, more or less, eastwardly therefrom, as laid out in Joseph M. Gazzam's Subdivision Plan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book Volume 3, page 110, be and the same is hereby vacated in accordance with the following description:*

Beginning at the intersection of the east line of Soho street with the south

line of Mohawk street, as said streets are laid out in the said Gazzam's Plan; thence northwardly along the east line of Soho street, 29.0 feet, more or less, to the south line of Beelen street; thence eastwardly along the south line of Beelen street, 63.0 feet, more or less, to the south line of Mohawk street; thence westwardly along the south line of Mohawk street, 67.0 feet, more or less, to the place of beginning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 11, 1939.

Approved September 14, 1939.

Ordinance Book 50, Page 237.

No. 483

AN ORDINANCE—Opening ASHDALE STREET, from Zatek way to Zelda way, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That ASHDALE STREET, from Zaek way to Zelda way, be and same is hereby opened to a uniform width of 30.0 feet, by taking for public use for highway purposes the following described property, to wit:*

Beginning at the intersection of the northerly line of Zatek way and the westerly line of Ashdale street; thence extending northwardly along the westerly line of Ashdale street produced, 172.25 feet to the northerly line of Zelda way; thence eastwardly along the northerly line of Zelda way produced, 30.0 feet to the easterly line of Ashdale street produced; thence southwardly along the easterly line of Ashdale street produced, 172.25 feet to the northerly line of Zatek way; thence westwardly along the northerly line of Zatek way, 30.0 feet to the place of beginning.

Section 2. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to cause said ASHDALE STREET, from Zatek way to Zelda way, to be opened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages and expenses occasioned thereby, and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania, relating thereto and regulating the same.

Section 2.—That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 11, 1939.

Approved September 14, 1939.

Ordinance Book 50, Page 238.

No. 484

AN ORDINANCE—Establishing the opening grades on EAST LANE, SOUTH SIDE AVENUE and SHIRLS STREET, as laid out and proposed to be dedicated as legally opened highways, by Mary H. Maury, in her plan of lots called "MARY H. MAURY PLAN NO. 1," in the Twenty-sixth Ward of the City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That upon the approval of the "MARY H. MAURY PLAN NO. 1," proposed to be laid out by Mary H. Maury in the Twenty-sixth Ward of the City of Pittsburgh, the grades to which EAST LANE, SOUTH SIDE AVENUE and SHIRLS STREET as shown thereon, shall be accepted as opened public highways shall be as hereinafter set forth:

EAST LANE

The grade of the easterly 8-foot curb line shall begin at the northerly 8-foot curb line of South Side avenue, at an elevation of 1097.86 feet (curb as set); thence shall rise by a concave parabolic curve for a

distance of 20.0 feet to a point of tangent, to an elevation of 1098.86 feet; thence shall rise at the rate of 10.0% for a distance of 89.68 feet to a point of curve, to an elevation of 1107.83 feet; thence by a convex parabolic curve for a distance of 20.0 feet to a point of tangent, to an elevation of 1109.43 feet; thence shall rise at the rate of 6.0% for a distance of 9.01 feet to a point of curve, to an elevation of 1109.97 feet; thence by a concave parabolic curve for a distance of 20.0 feet to a point of tangent, to an elevation of 1112.17 feet; thence shall rise at the rate of 16.0% for a distance of 71.0 feet to a point of curve, to an elevation of 1123.53 feet; thence by a convex parabolic curve for a distance of 20.0 feet to the southerly 8-foot curb line of Shirls street to an elevation of 1125.73 feet.

SOUTH SIDE AVENUE

The grade of the northerly 8-foot curb line shall begin at the easterly 8-foot curb line of East lane, at an elevation of 1097.86 feet (curb as set); thence shall fall at the rate of 2.5%, conforming to the grade of the present northerly curb line, for a distance of 114.37 feet to a point, to an elevation of 1094.92 feet; thence level, conforming to the grade of the present northerly curb line, for a distance of 26.24 feet to a point of curve; thence by a convex parabolic curve for a distance of 20.0 feet to a point of tangent, to an elevation of 1093.42 feet; thence shall fall at the rate of 15.0% for a distance of 87.0 feet to a point of curve to an elevation of 1080.37 feet; thence by a concave parabolic curve for a distance of 200.0 feet to a point of tangent, to an elevation of 1061.37 feet; thence shall fall at the rate of 4.0% for a distance of 84.70 feet to the easterly line of the plan, to an elevation of 1057.98 feet.

SHIRLS STREET

The grade of the southerly 8-foot curb line shall begin at the easterly 8-foot curb line of East lane, at an elevation of 1125.73 feet; thence shall fall at the rate of 5.54% for a distance of 123.92 feet to a point of curve, to an elevation of 1118.86 feet; thence by a concave parabolic curve for a distance of 100.0 feet

to a point of tangent, to an elevation of 1116.84 feet; thence shall rise at the rate of 1.50% for a distance of 277.54 feet to the easterly line of the plan, to an elevation of 1121.0 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 11, 1939.

Approved September 14, 1939.

Ordinance Book 50, Page 238.

No. 485

AN ORDINANCE—Appropriating and setting aside the aggregate amount of \$28,000.00 for the payment of Engineering and other necessary expenses for the improvements to the public highway, bridge and viaduct, park and recreation systems of the City in the Department of Public Works, to be carried out in connection with the Federal Works Agency, Public Works Administration Program from the proceeds to be derived from the sale of General Public Improvement Notes.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the following sums, or so much thereof as may be necessary, are hereby set apart and appropriated from General Public Improvement Notes, for the payment of Engineering and other necessary expenses, for making improvements to the public highway, bridge and viaduct, park and recreation systems of the City in the Department of Public Works, to be carried out in connection with the Federal Works Agency, Public Works Administration Program:

Pa. Docket No.	Engineering and Other Necessary Expenses
1599 Retaining Walls and Concrete Steps -----	\$8,000.00
1600 2 Comfort Stations in Parks and 10 Field Houses in Playgrounds---	500.00

1612 Bleachers and Field Houses in 4 Playgrounds.	700.00
1616 Street Improvements "Schedule A" -----	5,000.00
1634 Swimming Pools and Bath Houses in Burgwin, Ammon, Pleasant Valley and Moore Playgrounds -----	5,000.00
1649 Highland Park Zoo Building Remodeling -----	3,500.00
1967 Wilmot Street Bridge----	4,000.00
1987 Recreation Buildings in Ormsby, West Penn and Warrington Playgrounds--	1,000.00
2015 Bloomfield Bridge Sidewalk and Corliss Station Bridge Reconstruction----	1,500.00
2132 Mission Street Bridges Reconstruction and River Avenue Viaduct -----	2,000.00
2193 Widening and Repaving of Streets—"Schedule C"-----	5,000.00

Total ----- \$28,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1939.

Approved September 21, 1939.

Ordinance Book 50, Page 239.

No. 486

AN ORDINANCE—Establishing the grade of BRICELYN STREET, from Madonna street to Odus way.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the westerly 10-foot curb line of BRICELYN STREET, from Madonna street to Odus way, be and the same is hereby established as follows, to wit:

Beginning at the northerly 10-foot curb line of Madonna street at an elevation of 1060.0 feet; thence rising at the rate of 2.69% for a distance of 632.48 feet to the southerly 8-foot curb line of Eymard street, to an elevation of 1077.01 feet thence level to the

northerly 8-foot curb line of Eymard street; thence rising at the rate of 1.76% for a distance of 208.74 feet to the westerly line of Odus way, to an elevation of 1080.68 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1939.

Approved September 22, 1939.

Ordinance Book 50, Page 240.

No. 487

AN ORDINANCE — Establishing the grade of Eymard street, from Frankstown avenue to Foch street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the southerly and westerly curb line of EYMARD STREET, from Frankstown avenue to Foch street, be and the same is hereby established as follows, to wit:

Beginning at the easterly 9-foot curb line of Frankstown avenue, at an elevation of 1081.50 feet (curb as set); thence falling at the rate of 2.05% for a distance of 219.20 feet to the westerly 10-foot curb line of Bricelyn street, to an elevation of 1077.01 feet; thence level for a distance of 30.0 feet to a point of curve at the easterly 10-foot curb line of Bricelyn street; thence by a concave parabolic curve for a distance of 43.88 feet to a point of tangent, to an elevation of 1079.03 feet; thence rising at the rate of 9.22% for a distance of 156.82 feet to a point of curve to an elevation of 1093.49 feet; thence by a concave parabolic curve for a distance of 100.0 feet to a point of tangent, to an elevation of 1105.10 feet; thence rising at the rate of 14.0% for a distance of 165.0 feet to a point of curve, to an elevation of 1128.20 feet; thence by a convex parabolic curve for a distance of 20.0 feet to a point of tangent at the northerly 10-foot curb line of Madonna street, to an elevation of 1130.10 feet; thence rising at the rate of 5.0% for a distance of 30.01

feet to a point of curve at the southerly 10-foot curb line of Madonna street, to an elevation of 1131.60 feet; thence by a concave parabolic curve for a distance of 20.0 feet to a point of tangent, to an elevation of 1133.73 feet; thence rising at the rate of 16.29% for a distance of 111.75 feet to a point of curve, to an elevation of 1151.94 feet; thence by a convex parabolic curve for a distance of 20.0 feet to a point of tangent, to an elevation of 1153.87 feet; thence rising at the rate of 3.0% for a distance of 17.80 feet to a point of curve, to an elevation of 1154.40 feet; thence by a convex parabolic curve which would have a total length of 40.0 feet and an apex elevation of 1155.0 feet for a distance of 20.0 feet to the westerly 8-foot curb line of Foch street, to an elevation of 1154.70 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1939.

Approved September 22, 1939.

Ordinance Book 50, Page 241.

No. 488

AN ORDINANCE — Establishing the grade of FOCH STREET, from Eymard street to Kilmer street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the westerly 8-foot curb line of FOCH STREET, from Eymard street to Kilmer street, be and the same is hereby established as follows, to wit:

BEGINNING at the westerly 8-foot curb line of Eymard street at the middle point of a 40-foot convex parabolic curve, which would have an apex elevation of 1155.0 feet, at an elevation of 1154.70 feet; thence falling by the convex parabolic curve for a distance of 20.0 feet to the point of tangent, to an elevation of 1154.40 feet; thence falling at the rate of 3.0% for a distance of 43.22 feet to a point of curve, to an elevation of 1153.10 feet; thence by a convex parabolic curve for a distance

of 40.0 feet to a point of tangent, to an elevation of 1150.30 feet; thence falling at the rate of 11.0% for a distance of 48.25 feet to the southerly 8-foot curb line of Kilmer street, to an elevation of 1145.0 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1939.

Approved September 22, 1939.

Ordinance Book 50, Page 242.

No. 489

AN ORDINANCE—Establishing and re-establishing the grade of KILMER STREET, from Bricelyn street to Foch street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the northerly 8-foot curb line of Kilmer street, from Bricelyn street to Foch street, be and the same is hereby established and re-established as follows, to wit:

Beginning at the easterly 10-foot curb line of Bricelyn street, at an elevation of 1074.88 feet; thence rising by a concave parabolic curve for a distance of 40.0 feet to a point of tangent, to an elevation of 1076.99 feet; thence rising at the rate of 10.56% for a distance of 196.25 feet to a point of curve, to an elevation of 1097.72 feet; thence by a concave parabolic curve for a distance of 100.0 feet to a point of tangent, to an elevation of 1110.0 feet; thence rising at the rate of 14.0% for a distance of 250.0 feet to the westerly 8-foot curb line of Foch street, to an elevation of 1145.0 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1939.

Approved September 22, 1939.

Ordinance Book 50, Page 242.

No. 490

AN ORDINANCE — Establishing the grade of MADONNA STREET, from Frankstown avenue to Eymard street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the southerly 10-foot curb line of MADONNA STREET, from Frankstown avenue to Eymard street, be and the same is hereby established as follows, to wit:

Beginning at the easterly 9-foot curb line of Frankstown avenue, at an elevation of 1041.46 feet (curb as set); thence rising by a concave parabolic curve for a distance of 60.0 feet to a point of tangent, to an elevation of 1044.26 feet; thence rising at the rate of 6.32% for a distance of 232.95 feet to a point of curve, to an elevation of 1058.98 feet; thence by a convex parabolic curve for a distance of 20.0 feet to a point of tangent, to an elevation of 1059.90 feet; thence rising at the rate of 2.94% for a distance of 35.30 feet to the westerly 10-foot curb line of Bricelyn street, to an elevation of 1060.94 feet; thence by a concave parabolic curve for a distance of 60.0 feet to a point of tangent, to an elevation of 1068.12 feet; thence rising at the rate of 17.65% for a distance of 349.69 feet to a point of curve, to an elevation of 1129.84 feet; thence by a convex parabolic curve for a distance of 20.0 feet to the westerly 8-foot curb line of Eymard street, to an elevation of 1131.60 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 18, 1939.

Approved September 22, 1939.

Ordinance Book 50, Page 243.

No. 491

AN ORDINANCE — Amending portions of Section I of Ordinance No. 403,

approved September 10, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short - term promissory notes," as amended and supplemented.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and*

enacted by the authority of the same, That the portions of Section I of Ordinance No. 403, approved September 10, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge, and viaduct, sewerage, drainage, park, recreation and water systems, of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short - term promissory notes," as amended and supplemented, which read:

"Pa. Docket No.		Cost of Construction and of Acquisition		
		of or Damage to Property or Property Rights	Engineering and Other Necessary Expenses	Total
1590	Sewerage Systems in Four Mile Run, Negley Run Drainage Basin, Homewood Avenue and Fifth Avenue	\$574,806.00	\$18,000.00	\$592,806.00
1633	Bath and Field Houses in Magee and Cowley-Goettman Playgrounds	58,883.00	9,000.00	67,883.00
1634	Swimming Pools and Bath Houses in Burgwin, Ammon, Pleasant Valley and Moore Playgrounds	172,000.00	9,000.00	181,000.00"

shall be amended to read:

"Pa. Docket No.		Cost of Construction and of Acquisition		
		of or Damage to Property or Property Rights	Engineering and Other Necessary Expenses	Total
1590	Sewerage Systems in Four Mile Run, Negley Run Drainage Basin, Homewood Avenue and Fifth Avenue	\$534,806.00	\$18,000.00	\$552,806.00
1633	Bath and Field Houses in Magee and Cowley-Goettman Playgrounds	42,415.00	9,000.00	51,415.00
1634	Swimming Pools and Bath Houses in Burgwin, Ammon, Pleasant Valley and Moore Playgrounds	210,000.00	9,000.00	219,000.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1939.

Approved September 22, 1939.

Ordinance Book 50, Page 243.

No. 492

AN ORDINANCE — Appropriating and setting aside the aggregate amount

of \$18,744.00 for the payment of the cost for improvement to the Public Park and Recreation System of the City, in the Department of Public Works, from the proceeds of grants of funds of

the Government of the United States.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the following sum, or so much thereof as may be necessary, is hereby set apart*

and appropriated from the proceeds derived from Grant of Funds of the Government of the United States, for payment of the cost for making improvements to the Public Park and Recreation System of the City, in the Department of Public Works.

Pa. Docket No.		Cost of Construction and of Acquisition		
		of or Damage to Property or Property Rights	Engineering and Other Necessary Expenses	Total
1633	Bath and Field Houses in Magee and Cowley-Goettman Playgrounds	\$ 18,744.00	\$-----	\$ 18,744.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1939.

Approved September 22, 1939.

Ordinance Book 50, Page 244.

No. 493

AN ORDINANCE — Appropriating and setting aside the aggregate amount of \$44,960.00 for the payment of the cost for improvement to the Public Park and Recreation System of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States.

Section 1. *Be it ordained and enacted*

by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the following sum, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds derived from Grant of Funds of the Government of the United States, for payment of the cost for making improvements to the Public Park and Recreation System of the City, in the Department of Public Works.

Pa. Docket No.		Cost of Construction and of Acquisition		
		of or Damage to Property or Property Rights	Engineering and Other Necessary Expenses	Total
1987	Recreation Buildings in Ormsby, West Penn and Warrington Playgrounds	\$ 42,960.00	\$ 2,000.00	\$ 44,960.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Cost of Construction
and of Acquisition

of or Damage
to Property
or Property
Rights

Engineering
and Other
Necessary
Expenses

Total

Passed September 18, 1939.

Approved September 22, 1939.

Ordinance Book 50, Page 245.

No. 494

AN ORDINANCE—Amending and supplementing a portion of Section I of Ordinance No. 371, approved July 3, 1939, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for cer-

tain improvements to the public sewerage, drainage, park and recreation systems of the City of Pittsburgh in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

a portion of Section I of Ordinance No. 371, approved July 3, 1939, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works Projects for certain improvements

to the public sewerage, drainage, park and recreation systems of the City of Pittsburgh in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor,"

which reads:

"1634 Ammon Playground, Swimming Pool and Bath House.....\$210,500.00
1590 Four Mile Run Section III (Boundary Street Branch) Located on Boundary Street and Yarrow Way, connecting to existing sewer at a point 175 feet southwest of Joncair Street to the existing sewer on Boundary Street at a point about 880 feet north of Four Mile Run Road.....\$300,000.00"

shall be amended to read:

"1634 Ammon Playground, Swimming Pool and Bath House.....\$227,000.00
1590 Four Mile Run Section III (Boundary Street Branch) Located on Boundary Street and Yarrow Way, connecting to existing sewer at a point 175 feet southwest of Joncair Street to the existing sewer on Boundary Street at a point about 880 feet north of Four Mile Run Road.....\$275,000.00"

and shall be supplemented by adding the following:

"1634 Pleasant Valley Playground, Swimming Pool and Bath House..\$136,200.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1939.

Approved September 22, 1939.

Ordinance Book 50, Page 245.

No. 495

AN ORDINANCE—Amending a portion of Section I of Ordinance No. 411, approved August 14, 1939, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Works Agency, Public Works Administration projects, for certain improvements to the public highway, sewerage, drainage, bridges and viaducts, park and recreation systems of the City of Pittsburgh, in the Department of Public Works and providing for the payment of the cost thereof from funds otherwise appropriated therefor."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the portion of Section I of Ordinance No. 411, approved August 14, 1939, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Works Agency, Public Works Administration Projects, for certain improvements to the public highway, sewerage, drainage, bridges and viaducts, park and recreation systems of the City

of Pittsburgh, in the Department of Public Works and providing for the payment of the cost thereof from funds otherwise appropriated therefor," which reads:

"Smallman Street from 26th Street to 32nd Street.....\$85,000.00"

shall be amended to read:

"Smallman Street from 26th Street to 32nd Street.....\$93,000.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1939.

Approved September 22, 1939.

Ordinance Book 50, Page 246.

No. 496

AN ORDINANCE—Amending portions of Section I of Ordinance No. 207, approved April 28, 1939, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public

Works Projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor.", as amended and supplemented.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the portions of Section I of Ordinance No. 207, approved April 28, 1939, entitled, "An Ordinance providing for a*

contract or contracts to be carried out as Federal Emergency Administration of Public Works Projects for certain improvements to the public highway, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor.", as amended and supplemented,

Which reads:

"1987 Warrington Play-
ground, Recreation
Building -----\$125,000.00

which reads:

"1987 Warrington Playground—Recreation Building-----\$125,000.00

1590 Four Mile Run Section II (Saline Street Branch) Located
on Saline Street from a point about 100 feet east of Beech-
wood Boulevard Bridge to the existing sewer on Saline
Street at Four Mile Run Road----- 225,000.00"

shall be changed to read:

"1987 Warrington Playground—Recreation Building-----\$194,000.00

1590 Four Mile Run Section II (Saline Street Branch) Located
on Saline Street from a point about 100 feet east of Beech-
wood Boulevard Bridge to the existing sewer on Saline
Street at Four Mile Run Road----- 210,000.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 18, 1939.

Approved September 22, 1939.

Ordinance Book 50, Page 247.

No. 497

AN ORDINANCE — Appropriating and setting aside the sum of \$15,000.00 from Bond Fund No. 138, Public Improvement Notes, for the construction of a nurses' home and physicians' building at the Leech Farm Tuberculosis Sanatorium.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of \$15,000.00 be and the same is hereby appropriated and set aside from Bond Fund No. 138, Public Improvement Notes, for the construction of a nurses' home and physicians' building at the Leech Farm Tuberculosis Sanatorium.*

Section 2.—That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1939.

Approved September 22, 1939.

Ordinance Book 50, Page 247.

No. 498

AN ORDINANCE — Appropriating the sum of Four Thousand Five Hundred (\$4,500.00) Dollars from Bond Fund 132, Public Improvement Notes B 1937, for the purchase of sand for the Filtration Division, Bureau of Water, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

the sum of Four Thousand Five Hundred (\$4,500.00) Dollars from Bond Fund 132, Public Improvement Notes B 1937, or so much thereof as may be necessary, shall be and the same is hereby appropriated for the purchase of sand for the Filtration Division, Bureau of Water, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 18, 1939.

Approved September 22, 1939.

Ordinance Book 50, Page 248.

No. 499

AN ORDINANCE—Appropriating the sum of Five Thousand Five Hundred (\$5,500.00) Dollars from Bond Fund 132 for the payment of the City's share of the cost of construction and reconstruction of curbs and sidewalks along frontage of private and public properties, the work to be carried out by the Department of Public Works in conjunction with the Federal Work Projects Administration.

the sum of Five Thousand Five Hun-

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* dred (\$5,500.00) Dollars from Bond Fund 132, or so much thereof as may be necessary, shall be and the same is hereby appropriated for the purchase of supplies, materials and tools, the rental of tools, equipment and trucks, as required to be furnished by the City of Pittsburgh on construction and reconstruction of curbs and sidewalks along frontage of private and public properties, the work to be carried out by the Department of Public Works in conjunction with the Federal Work Projects Administration.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1939.

Approved September 22, 1939.

Ordinance Book 50, Page 248.

No. 500

AN ORDINANCE—Appropriating the sum of Five Thousand (\$5,000.00) Dollars from Bond Fund 132 for payment of the City share of the cost of a Pitometer Water Waste Survey of a portion of the water distribution system of the City of Pittsburgh, to be carried out by the Department of Public Works in conjunction with the Federal Work Projects Administration.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the sum of Five Thousand (\$5,000.00) Dollars, or so much thereof as may be necessary, shall be and the same is hereby appropriated from Bond Fund 132 for the payment of the City's share of the cost of a Pitometer Water Waste Survey of the portion of the water distribution system of the City of Pittsburgh south of the Monongahela and Ohio Rivers, which is supplied from Highland Reservoir No. 2, to be carried out by the Department of Public Works in conjunction with the Federal Work Projects Administration.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1939.

Approved September 22, 1939.

Ordinance Book 50, Page 249.

No. 501

AN ORDINANCE—Appropriating the sum of \$14,000.00 to the Stores Trust Fund, Department of Supplies.

WHEREAS, in the years 1913 and 1914 an appropriation of \$50,000.00 was made for the purpose of making wholesale purchases of supplies and materials for distribution to the various departments of the City, and

WHEREAS, the said purchases were made in sizable quantities and therefore invited larger discounts, the discounts could not be distributed to the departments and therefore have accum-

ulated in the said Stores Trust Fund, and

WHEREAS, the Department of Supplies is desirous of having the funds appropriated and increase the Stores Trust Fund appropriation, Now Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the sum of \$14,000.00 which is an accumulation of discounts in the Stores Trust Fund be and the same is hereby appropriated as an additional amount for the purchase of supplies and materials by the Department of Supplies, and thereby increasing the said appropriation to \$64,000.00.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1939.

Approved September 22, 1939.

Ordinance Book 50, Page 249.

No. 502

AN ORDINANCE—Providing for a contract for a Pitometer Water Waste Survey of a portion of the water distribution system of the City of Pittsburgh, and for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized to enter into a contract with The Pitometer Company, Inc., for the making of a Pitometer Water Waste Survey, complete with reports, of that portion of the water distribution system of the City of Pittsburgh, south of the Monongahela and Ohio Rivers which is supplied from Highland Reservoir No. 2, in accordance with the laws and ordinances governing said City, in an amount not exceeding the sum of Five Thousand (\$5,000.00) Dollars, chargeable to and payable from funds appropriated for Pitometer survey from Bond Fund 132.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1939.

Approved September 22, 1939.

Ordinance Book 50, Page 250.

No. 503

AN ORDINANCE — Providing for the letting of a contract for the furnishing and delivery of One Calculating Machine for the Department of City Planning, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies shall be and they hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of One Calculating Machine at a cost not to exceed the sum of \$525.00 for the Department of City Planning, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 131-26, Dept. of City Planning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1939.

Approved September 22, 1939.

Ordinance Book 50, Page 250.

No. 504

AN ORDINANCE — Providing for the letting of a contract or contracts

for the furnishing and delivery of Hospital Equipment; Bed Spreads and Blankets; Chinaware, Silverware and Miscellaneous Kitchen Equipment for the Pittsburgh City Home and Hospitals and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Hospital Equipment at a cost not to exceed the sum of \$5,200.00; Bed Spreads and Blankets at a cost not to exceed the sum of \$3,500.00; Chinaware, Silverware and Miscellaneous Kitchen Equipment at a cost not to exceed the sum of \$3,500.00 for the Pittsburgh City Home and Hospitals, Mayview, Pa., in accordance with an Act of Assembly entitled, "An Act for the government of cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and ordinances of Council in such cases made and provided, the amounts set forth above to be chargeable to and payable from Code Account No. 1290-15, Pittsburgh City Home and Hospitals.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1939.

Approved September 22, 1939.

Ordinance Book 50, Page 251.

No. 505

AN ORDINANCE—Supplementing Section 30, Department of Lands and Buildings, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council*

assembled, and it is hereby ordained and enacted by the authority of the same, That Section 30, Department of Lands and Buildings, Bureau of Repairs, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939, be supplemented by adding thereto the following:

Plumbers—not to exceed 50 days.....

.....\$13.60 each per day

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1939.

Approved September 22, 1939.

Ordinance Book 50, Page 251.

No. 506

AN ORDINANCE—Authorizing the issuance of a warrant in favor of James Leo Archibald for \$722.58 in payment of back salary due as an Inspector in the Bureau of Engineering, Department of Public Works.

WHEREAS, By Ordinance No. 10, approved January 19th, 1939, amending Salary Ordinance No. 618, which became a law, January 9th, 1939, the number of positions under the title of Inspector in the Bureau of Engineering, D. P. W., was reduced from eighteen to ten, and

WHEREAS, In compliance with said Ordinance the Director of the Department of Public Works was compelled to reduce the number of Inspectors, which reduction was accomplished by securing the resignation of one Inspector and dismissing seven Inspectors, of which latter number, James Leo Archibald was one, and

WHEREAS, James Leo Archibald appealed to the Civil Service Commission on the grounds of seniority rights and efficiency, and

WHEREAS, The Civil Service Commission sustained his appeal May 22nd, 1939, and ordered the Director of the Department of Public Works to restore James Leo Archibald to the position of

Inspector, Bureau of Engineering, Department of Public Works, as of the date of his dismissal therefrom, Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of James Leo Archibald for \$722.58 in payment of back salary from January 18, 1939 to May 21, 1939, inclusive, as Inspector in the Bureau of Engineering, Department of Public Works, and to charge same to Salary Code Account No. 1529.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1939.

Approved September 22, 1939.

Ordinance Book 50, Page 252.

No. 507

AN ORDINANCE—Amending a portion of Section 12, City Planning Commission, of Ordinance No. 618, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a portion of Section 12, City Planning Commission, of Ordinance No. 618, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939, shall be and the same is hereby supplemented as follows:*

Two Clerks for period of six weeks...
.....\$125.00 each per month
Three Typists for period of six weeks...
.....\$85.00 each per month
One Stenographer for period of six weeks...
.....\$85.00 per month

payable from the particular fund or funds appropriated by Ordinance for such purposes.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 25, 1939.

Approved September 26, 1939.

Ordinance Book 50, Page 252.

No. 508

AN ORDINANCE—Creating and establishing three additional positions of temporary clerks in the Department of Assessors, as needed, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Department of Assessors be and they are hereby authorized to employ three additional temporary clerks as needed, at the rate of \$115.00 each per month, payable from and chargeable to Code Account 1094-A-4, Salaries, Temporary Employees, Department of Assessors.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 25, 1939.

Approved September 26, 1939.

Ordinance Book 50, Page 253.

No. 509

AN ORDINANCE—Creating four temporary positions in the Department of Public Works, Bureau of Tests, for inspection and testing of all materials used in contracts for the construction of the new Municipal Hospital and additions to Leech Farm Tuberculosis Sanatorium; fixing the rate of compensation therefor and providing for payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Director of the Department of Public Works is hereby authorized and directed to temporarily employ four (4) Junior Engineers, at a salary not exceeding \$175.00 per month each; the services of said employees to be engaged exclusively upon the work to be carried out on said projects, and the cost of salaries and other necessary expenses in connection therewith shall be respectively chargeable to and payable from the Construction Accounts established for P. W. A. Dockets Pa. 2218-F and Pa. 2154-F.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 25, 1939.

Approved September 26, 1939.

Ordinance Book 50, Page 253.

No. 510

AN ORDINANCE—Authorizing the employment of 2 Assistant Field Inspectors, 1 Engineering Inspector, 1 Transcribing Clerk and 1 Report Clerk, and fixing the rate of compensation therefor, in connection with the construction of the Municipal Hospital, P. W. A. Docket No. Pa. 2218-F and in connection with the additions and alterations to Leech Farm Sanatorium, P. W. A. Docket No. Pa. 2154-F.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Director of the Department of Public Health be and he is hereby authorized to employ persons in positions hereinafter designated with the salary rates accompanying, in connection with the construction of the Municipal Hospital, P. W. A. Docket No. Pa. 2218-F, and in connection with the additions and alterations to Leech Farm Sanatorium, P. W. A. Docket No. Pa. 2154-F:*

2 Assistant Field

Inspectors ---\$225.00 each per month

1 Engineering Inspector -----\$200.00 per month
1 Transcribing Clerk -----\$137.50 per month
1 Report Clerk -----\$125.00 per month

Section 2. That the Mayor is hereby authorized to issue and the Controller to countersign warrants in payment of the aforementioned salaries.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 25, 1939.

Approved September 26, 1939.

Ordinance Book 50, Page 254.

No. 511

AN ORDINANCE — Providing for the letting of contracts for materials, general supplies, equipment and machinery required by the several departments of the City Government, for the year beginning January 1, 1940.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals for furnishing materials and general supplies, whose estimated cost will be in excess of Five Hundred (\$500.00) Dollars, and to purchase without advertisement such materials, general supplies, equipment and machinery whose estimated cost will be less than Five Hundred (\$500.00) Dollars, as required by the several departments of the City Government for the fiscal year beginning January 1, 1940, and to award a contract or contracts for the same to the lowest responsible bidder in the manner and form prescribed by law.*

Section 2. That the cost of such materials, supplies, equipment and machinery shall be chargeable to and payable from the appropriations made to the Department of Supplies, or to the various departments for the purchase

of such materials, supplies, equipment and machinery as may be required and authorized by the respective appropriation ordinances during the fiscal year beginning January 1, 1940.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 25, 1939.

Approved September 26, 1939.

Ordinance Book 50, Page 254.

No. 512

AN ORDINANCE—Granting unto the S. S. Kresge Company the right and privilege to construct, maintain, use and operate a vault and coal chute in the northerly sidewalk of Station street in the 11th Ward of the City of Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the S. S. Kresge Company of Pittsburgh, Pa., is hereby given the right, privilege and authority to construct, maintain, use and operate at its own cost and expense, a vault and coal chute in the northerly sidewalk of Station street, in the 11th Ward of the City of Pittsburgh.*

(A) The vault to be constructed by virtue of this ordinance shall begin at a point on the northerly line of Station street, distant eastwardly 114.50 feet from the easterly line of North Highland Avenue, thence extending eastwardly along the northerly line of Station street 3.00 feet to a point, thence deflecting to the right, 90 degrees and in a southerly direction a distance of 4.50 feet to a point, thence deflecting to the right 90 degrees, and in a westerly direction a distance of 3.00 feet to a point; thence deflecting to the right and in a northerly direction a distance of 4.50 feet to the northerly line of Station street, the place of beginning.

(B) The coal chute opening to be constructed by virtue of this ordinance shall be 2.00 feet in diameter

and shall be located with its center a distance of 116.00 feet eastwardly from the easterly line of North Highland Avenue.

Section 2. The said S. S. Kresge Company, prior to the beginning the construction of the said vault and coal chute shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans in triplicate, showing the location and all details for the construction of the said vault and coal chute, said plans and the construction of the vault and sidewalk coal chute themselves shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The right and privilege herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers and supervision over City streets, and also to ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinances which have been or may hereafter be passed relating to the construction, maintenance and use of vaults and sidewalk chutes on City streets and compensation for same.

Section 4. The S. S. Kresge Company shall bear the full cost and expense of the repair of any street pavement damaged, repair of sewers, water lines and any other surface and sub-surface structures, which may be in any way damaged or distributed by reason of the construction, maintenance, use and operation of said vault and coal chute. All of the work, including the repaving or repairing of any portion of the street damaged, shall be done in the manner and at such times as the Director of the Department of Public Works may order and shall be subject to his approval and supervision.

Section 5. The right and privilege granted by this Ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said vault and coal chute upon giving to the S. S. Kresge Company at least six months' written notice from the proper officers of the City, pursuant to a resolution or ordinance of Council to the S. S. Kresge Company, and that the said S. S. Kresge Company, when so notified, shall at or be-

fore the expiration of the said six months, remove the said sidewalk coal chute and vault, and replace the street in its original condition at its own cost and expense.

Section 6. The S. S. Kresge Company shall assume any and all liability and shall save the City of Pittsburgh harmless from and against all damages to persons or property, including the street and sub-surface structures therein, caused by or arising out of the construction, maintenance, use and operation of said vault and coal chute, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing right and privilege are granted subject to the conditions that this ordinance shall become null and void unless within thirty (30) days after its enactment by Council and approved by the Mayor of the City of Pittsburgh, the S. S. Kresge Company shall file with the proper officers of the City of Pittsburgh, its certificate of acceptance, accepting the provisions of this Ordinance, said certificate of acceptance to be executed by the S. S. Kresge Company.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 25, 1939.

Approved September 26, 1939.

Ordinance Book 50, Page 255.

No. 513

AN ORDINANCE—Authorizing and directing the issuance and sale of Refunding Bonds of the City of Pittsburgh in the aggregate principal amount of Two Million Nine Hundred Fifty Thousand (\$2,950,000.00) Dollars for the purpose of refunding a part of the existing indebtedness of the City evidenced by certain outstanding short-term promissory notes in that amount; providing funds for the redemption of said bonds and the payment of the interest and State Tax thereon.

WHEREAS, Short-term Public Works Improvement Notes "B" 1938 of the City, dated December 1, 1938, maturing December 1, 1939, bearing interest at $\frac{1}{2}$ per centum per annum, in the total aggregate principal amount of Two Million (\$2,000,000.00) Dollars will be due and payable, and

WHEREAS, Short-term Welfare Relief Notes 1938 of the City dated December 1st, 1938, maturing December 1, 1939, bearing interest at $\frac{1}{2}$ per centum per annum, in the aggregate principal sum of Three Hundred Thousand (\$300,000.00) Dollars, will be due and payable, and

WHEREAS, Short-term Leech Farm Notes "B" 1938 of the City dated December 1st, 1938, maturing December 1st, 1939, bearing interest at $\frac{1}{2}$ per centum per annum, in the aggregate principal sum of Three Hundred Thousand (\$300,000.00) Dollars, will be due and payable, and

WHEREAS, Short-term Municipal Hospital Note "B" 1938 of the City dated December 1st, 1938, maturing December 1st, 1939, bearing interest at $\frac{1}{2}$ per centum per annum, in the aggregate principal sum of Three Hundred Thousand (\$300,000.00) Dollars will be due and payable, and

WHEREAS, Leech Farm Tuberculosis Sanatorium Note of the City dated December 1st, 1938, and maturing December 1st, 1939, bearing interest at $\frac{1}{2}$ per centum per annum, in the sum of Fifty Thousand (\$50,000.00) Dollars will be due and payable, and

WHEREAS, all of the aforesaid short-term promissory notes having been issued in the fiscal year 1938, there are no funds yet available in any of the sinking funds for the redemption of the same; and

WHEREAS, under an Act of Assembly of the Commonwealth of Pennsylvania, approved April 14, 1881, P. L. 10, as amended, the City of Pittsburgh has power to issue Refunding Bonds for the purpose of redeeming the aforesaid notes; and

WHEREAS, the Act of Assembly authorizing the issuance and sale of the above short-term promissory notes by the City contemplates the funding or refunding of such indebtedness by the issuance and sale of long-term funding or refunding bonds to take the place

thereof, and it is deemed for the best interest of the City and the citizens and taxpayers thereof that Refunding Bonds now be issued for the aforesaid purposes;

NOW, THEREFORE,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Bonds of the City of Pittsburgh be issued in the aggregate principal amount of Two Million Nine Hundred Fifty Thousand (\$2,950,000.00) Dollars for the purpose of refunding the aforesaid indebtedness of the City evidenced by short-term promissory notes of the City dated December 1st, 1938, in the principal sum of Two Million Nine Hundred Fifty Thousand (\$2,950,000.00) Dollars.*

Section 2. That the proceeds arising from the sale of said bonds shall be applied to the redemption of the said short-term promissory notes and for no other purposes whatsoever.

Section 3. Said bonds shall be issued in denominations of one thousand dollars each; shall be dated as of the first day of November 1939 and shall be payable in nineteen equal annual installments of One Hundred Forty-seven Thousand (\$147,000.00) Dollars each, one of which shall mature on the first day of November in each of the years 1940 to 1958, inclusive, and one installment of One Hundred Fifty-seven Thousand (\$157,000.00) Dollars on the first day of November 1959. Said bonds shall bear interest at the rate of not less than one-half per centum ($\frac{1}{2}\%$) per annum and not exceeding four per centum (4%) per annum, to be determined by the acceptance of bids submitted in accordance with public advertisements, as hereinafter provided, payable semi-annually on the first day of November and May in each year during the term thereof, without deduction for any taxes which may be levied on said bonds or on the debt secured thereby by the Commonwealth of Pennsylvania, pursuant to any present or future law (except succession, estate, inheritance and gift taxes), the payment of which taxes is hereby assumed by the City of Pittsburgh. The principal of and interest on said bonds shall be payable in lawful money of

the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for registered bonds of the same maturity, by surrendering such coupon bond or bonds, with all coupons not yet due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42, Contingent Fund.

Registered bonds shall be registered with the City Treasurer, and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller, and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any such officials, the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place.

Each of said bonds shall be known and designated as

REFUNDING BONDS 1939 SERIES "D"

Section 4. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, to the highest responsible bidder therefor after public notice by advertisement as may be required by law.

Section 5. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said bonded debt shall have been increased or incurred, namely, the year 1940, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and any tax thereon which by the terms of said bonds is assumed by the City, and also an annual tax commencing in said year equal to five per centum (5%) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal

and retirement of said bonds as they become due and payable according to their terms, and the same is hereby appropriated out of the revenues of said City for the payment and redemption aforesaid.

Section 6. That all bonds issued by the authority of this ordinance, and the Acts of Assembly authorizing the same, shall be and become part of the funded debt of the City of Pittsburgh and shall be entitled to all the rights, privileges and immunities thereof, shall be free from taxation, as aforesaid, and for the payment of the principal of the said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 7. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:
No.----- \$-----

UNITED STATES OF AMERICA
COMMONWEALTH OF PENNSYLVANIA
CITY OF PITTSBURGH
REFUNDING BOND 1939, SERIES D

KNOW ALL MEN BY THESE PRESENTS, That the City of Pittsburgh, a municipal corporation, created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to the bearer in the sum of One Thousand (\$1,000.00) Dollars lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of November A. D. 19--, with interest thereon from the date hereof at the rate of-----per centum (--%), payable semi-annually to the bearer of the annexed coupons at the time and place therein specified, without deduction for any taxes which may be levied hereon or on the debt secured hereby, by the Commonwealth of Pennsylvania, pursuant to any present or future law (except succession, estate, inheritance and gift taxes), the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby irrevocably pledged.

Any one or more of the coupon bonds of the series of which this is one may,

at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and denomination by surrendering the said coupon bond or bonds, with all coupons not then due, at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to Two Million Nine Hundred Fifty Thousand (\$2,950,000.00) Dollars, issued by the City of Pittsburgh for valid municipal purposes by virtue of and in pursuance of the following Acts of the General Assembly of the Commonwealth of Pennsylvania, viz: The Act of April 20, 1874, P. L. 65, the Act of May 1, 1873, P. L. 87, the Act of March 7, 1901, P. L. 20, and the Act of April 14, 1881, P. L. 10, and the various supplements and amendments to each of said Acts, and also in pursuance of an ordinance of the City of Pittsburgh, duly enacted by the Council thereof, and approved by the Mayor thereof on-----, 193--, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and state tax hereon, and also the principal hereof at maturity; and that the total amount of the indebtedness of the City of Pittsburgh, created without the consent of the electors thereof, is less than two per centum (2%) of the last preceding assessed valuation of the taxable property therein; and the entire indebtedness of the City of Pittsburgh, including the entire issue of the above-mentioned bonds, of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of November 1939.

(Seal of the City of Pittsburgh)

CITY OF PITTSBURGH

By-----
Mayor.

Countersigned:

City Controller.
(Form of Coupon)

On the first day of ----- 19---,
the City of Pittsburgh, Pennsylvania,
will pay to the bearer at the office of
the City Treasurer of said City-----
----- Dollars lawful
money of the United States of America,
for six months' interest on its

REFUNDING BOND 1939 SERIES D
dated as of November 1, 1939, numbered,

City Controller.

The registered bonds issued in pur-
suance of this ordinance shall be sub-
stantially in the following form:

No.----- \$-----

UNITED STATES OF AMERICA
COMMONWEALTH OF PENNSYLVANIA
CITY OF PITTSBURGH

REFUNDING BOND 1939 SERIES D

KNOW ALL MEN BY THESE PRESEN-
TS, That the City of Pittsburgh, a
municipal corporation, created by and
existing under the laws of the Common-
wealth of Pennsylvania, is indebted to
-----in the sum of
-----lawful money of
the United States of America, which
sum the said City of Pittsburgh prom-
ises to pay to the said-----
legal representatives or assigns, at the
office of the City Treasurer of the said
City of the first day of November A. D.
19---, with interest thereon at the rate
of-----per centum (---%) per annum,
payable at the same place on the first
days of November and May of each year,
without deduction for any taxes which
may be levied thereon or on the debt
secured hereby by the Commonwealth
of Pennsylvania, pursuant to any pres-
ent or future law (except succession,
estate, inheritance and gift taxes), the
payment of which is hereby assumed by
the City of Pittsburgh. And for the
true and faithful payment of the prin-
cipal of this bond and the semi-annual
interest thereon, as aforesaid, the faith,
honor, credit and property of the said
City of Pittsburgh are hereby irre-
vocably pledged. This bond is transer-
able only on the books of the said City
Treasurer. This bond is one of a series
of bonds amounting in the aggregate
to Two Million Nine Hundred Fifty
Thousand (\$2,950,000.00) Dollars, issued
by the City of Pittsburgh for valid mu-

nicipal purposes by virtue and in pur-
suance of the following Acts of the
General Assembly of the Commonwealth
of Pennsylvania, viz: The Act of April
20, 1874, P. L. 65, the Act of May 1,
1873, P. L. 87, the Act of March 7,
1901, P. L. 20, and the Act of April 14,
1881, P. L. 10, and the various supple-
ments and amendments to each of said
Acts, and also in pursuance of an ordi-
nance of the City of Pittsburgh, duly
enacted by the Council thereof and ap-
proved by the Mayor thereof on-----,
193---, and duly recorded and published
in the manner required by law.

It is hereby certified and recited that
every requirement of law affecting the
issue hereof has been duly complied
with; that provision has been made for
the collection of an annual tax suf-
ficient to pay the interest and State
tax hereon, and also the principal
hereof at maturity; that the total
amount of the indebtedness of the City
of Pittsburgh, created without the con-
sent of the electors thereof, is less than
two per centum (2%) of the last pre-
ceding assessed valuation of the tax-
able property therein, and the entire
indebtedness of the City of Pittsburgh,
including the entire issue of the above-
mentioned bonds, of which this is one,
is less than seven per centum (7%) of
the last preceding assessed valuation of
the taxable property therein; and that
this bond and the debt created thereby
are within every debt and other limit
prescribed by the Constitution and laws
of the Commonwealth of Pennsylvania.

Given under the corporate seal of the
City of Pittsburgh, signed by the Mayor
thereof and countersigned by the City
Controller, as of the first day of No-
vember 1939.

(Seal of the City of Pittsburgh)

CITY OF PITTSBURGH

By-----
Mayor.

Countersigned:

City Controller.

Registered this-----day of
-----A. D. 19---, at the
office of the City Treasurer of the City
of Pittsburgh.

Registrar.

Section 8. Pending the execution and
delivery of the permanent bonds to be
issued under this ordinance, the Mayor

and the City Controller are authorized to have prepared, and to execute and deliver to the purchaser of the bonds hereby authorized, one or more temporary typewritten or printed bonds for the aggregate principal amount of the bonds authorized by this ordinance, which temporary bonds shall be in such denomination and amount as the Mayor and the Controller may determine, and shall be substantially of the tenor of the registered bonds to be issued hereunder, with such appropriate omissions, insertions and variations as may be required. Each of said temporary bonds shall bear on its face the words

**TEMPORARY REFUNDING BOND
1939 SERIES D**

and such temporary bonds shall be exchangeable at the office of the City Controller for a like principal amount of permanent bonds, when such permanent bonds are ready for delivery.

Section 9. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, Page 256.

No. 514

AN ORDINANCE—Authorizing and directing the issuance and sale of Refunding Bonds of the City of Pittsburgh in the aggregate principal amount of Five Hundred Fifty Thousand (\$550,000.00) Dollars for the purpose of-----refunding part of the indebtedness of the City evidenced by certain outstanding short-term promissory notes in that amount and levying taxes to provide funds for the redemption of said bonds at maturity and the payment of the interest and State tax thereon.

WHEREAS, Short-term Bigelow Improvement Notes of the City, dated January 1st, 1939, bearing interest at $\frac{1}{2}$ per centum per annum, in the total aggregate principal amount of Five Hundred Fifty Thousand (\$550,000.00) Dollars become due and payable January 1st, 1940, and

WHEREAS, under an Act of Assembly of the Commonwealth of Pennsylvania, approved April 14th, 1881, P. L. 10, as amended, the City of Pittsburgh has power to issue Refunding Bonds for the purpose of redeeming the aforesaid notes, and

WHEREAS, the Act of Assembly authorizing the issuance of and sale of the above short-term promissory notes by the City contemplates the funding or refunding of such indebtedness by the issuance and sale of long-term funding or refunding bonds to take the place thereof, and it is deemed for the best interest of the City and the citizens and taxpayers thereof that Refunding Bonds now be issued for the aforesaid purpose,

NOW, THEREFORE,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Bonds of the City of Pittsburgh be issued in the aggregate principal amount of Five Hundred Fifty Thousand (\$550,000.00) Dollars for the purpose of refunding the aforesaid indebtedness of the City evidenced by short-term promissory notes of the City dated January 1st, 1939, in the principal sum of Five Hundred Fifty Thousand (\$550,000.00) Dollars.

Section 2. Said bonds shall be issued in denominations of One Thousand (\$1,000.00) Dollars each; shall be dated as of the first day of December 1939, and shall be payable in nineteen equal annual installments of Twenty-seven Thousand (\$27,000.00) Dollars each, one of which shall mature on the first day of December in each of the years 1940 to 1958, inclusive, and one installment of \$37,000.00 on the first day of December 1959. Said bonds shall bear interest at the rate of not less than one-half per centum ($\frac{1}{2}\%$) per annum and not exceeding four per centum (4%) per annum, to be determined by the acceptance of the bids submitted in accordance with published advertisements, as hereinafter provided, payable semi-annually on the first day of December and June in each year during the term thereof, without deduction for any taxes which may be levied on said bonds or the debt secured thereby by the Commonwealth of Pennsylvania, pursuant to any present or future law (except

succession, estate, inheritance and gift taxes), the payment of which taxes is hereby assumed by the City of Pittsburgh. The principal of and interest on said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for registered bonds of the same maturity, by surrendering such coupon bond or bonds, with all coupons not yet due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be chargeable to Appropriation No. 42, Contingent Fund.

Registered bonds shall be registered with the City Treasurer and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller, and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any such officials, the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place.

Each of said bonds shall be known and designated as

REFUNDING BONDS OF 1939 SERIES E

Section 3. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, to the highest responsible bidder, therefor after public notice by advertisement as may be required by law.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said bonded debt shall have been increased or incurred, namely, the year 1940, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and any tax thereon which by the terms of

said bonds is assumed by the City, and also an annual tax commencing in said year equal to five per centum (5%) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and retirement of said bonds as they become due and payable according to their terms, and the same is hereby appropriated out of the revenues of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance, and the Acts of Assembly authorizing the same, shall be and become part of the funded debt of the City of Pittsburgh and shall be entitled to all the rights, privileges and immunities thereof, shall be free from taxation, as aforesaid, and for the payment of the principal of the said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:
No. \$.....

UNITED STATES OF AMERICA COMMONWEALTH OF PENNSYLVANIA CITY OF PITTSBURGH REFUNDING BONDS OF 1939 SERIES E

KNOW ALL MEN BY THESE PRESENTS, That the City of Pittsburgh, a municipal corporation, created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to the bearer in the sum of One Thousand (\$1,000.00) Dollars lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of December A. D. 19...., with interest thereon from the date hereof at the rate of.....per centum (---%). payable semi-annually to the bearer of the annexed coupons at the time and place therein specified, without deduction for any taxes which may be levied hereon or on the debt secured hereby, by the Commonwealth of Pennsylvania, pursuant to any present or future law (except succession, estate, inheritance and gift taxes), the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond

and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby irrevocably pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and denomination by surrendering the said coupon bond or bonds with all coupons not then due, at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to Five Hundred Fifty Thousand (\$550,000.00) Dollars, issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of the following Acts of the General Assembly of the Commonwealth of Pennsylvania, viz: The Act of April 20, 1874, P. L. 65, the Act of May 1, 1873, P. L. 87, the Act of March 7, 1901, P. L. 20 and the Act of April 14, 1881, P. L. 10 and the various supplements and amendments to each of said Acts, and also in pursuance of an ordinance of the City of Pittsburgh, duly enacted by the Council thereof and approved by the Mayor thereof on _____, 19____, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and state tax hereon, and also the principal hereof at maturity and that the total amount of the indebtedness of the City of Pittsburgh, created without the consent of the electors thereof, including the entire issue of the above-mentioned bonds, of which this is one, is less than two per centum (2%) of the last preceding assessed valuation of the taxable property therein; and the entire indebtedness of the City of Pittsburgh, including the entire issue of the above-mentioned bonds, of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and limit prescribed by the Constitution and laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the

City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of December, 1939.

(Seal of the City of Pittsburgh)

CITY OF PITTSBURGH

By _____ Mayor.

Countersigned:

City Controller.
(Form of Coupon)

On the first day of _____ 19____, the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasurer of said City _____ (\$_____) Dollars lawful money of the United States of America, for six months' interest on its

REFUNDING BONDS OF 1939 SERIES E

Dated as of _____, 1939, numbered, _____

City Controller.

The registered bonds issued in pursuance of this ordinance shall be substantially in the following form:
No. _____ \$_____

UNITED STATES OF AMERICA
COMMONWEALTH OF PENNSYLVANIA
CITY OF PITTSBURGH
REFUNDING BONDS OF 1939 SERIES E

KNOW ALL MEN BY THESE PRESENTS, That the City of Pittsburgh, a municipal corporation, created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to _____ in the sum of _____ (\$_____) lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said _____ legal representatives or assigns, at the office of the City Treasurer of the said City on the first day of December A. D. 19____, with interest thereon at the rate of _____ per centum (____%) per annum, payable at the same place on the first days of _____ and _____ of each year, without deduction for any taxes which may be levied hereon or on the debt secured hereby by the Commonwealth of Pennsylvania, pursuant to any present or future law (except succession, estate, inheritance and gift taxes), the payment of which is hereby as-

sumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby irrevocably pledged. This bond is transferable only on the books of the said City Treasurer. This bond is one of a series of bonds amounting in the aggregate to Five Hundred Fifty Thousand (\$550,000.00), issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of the following Acts of the General Assembly of the Commonwealth of Pennsylvania, viz: The Act of April 20, 1874, P. L. 65, the Act of May 1, 1873, P. L. 87, the Act of March 7, 1901, P. L. 20, and the Act of April 14th, 1881, P. L. 10, and the various supplements and amendments to each of said Acts, and also in pursuance of an ordinance of the City of Pittsburgh, duly enacted by the Council thereof and approved by the Mayor thereof on _____, 193____, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and State tax hereon, and also the principal hereof at maturity; that the total amount of the indebtedness of the City of Pittsburgh, created without consent of the electors thereof, including the entire issue of the above-mentioned bonds of which this is one, is less than two per centum (2%) of the last preceding assessed valuation of the taxable property therein, and the entire indebtedness of the City of Pittsburgh, including the entire issue of the above-mentioned bonds, of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of _____, 1939.
(Seal of the City of Pittsburgh)

CITY OF PITTSBURGH

By _____
Mayor.

Countersigned:

City Controller.

Registered this _____ day of _____ A. D. 19____, at the office of the City Treasurer of the City of Pittsburgh.

Registrar.

Section 7. Pending the execution and delivery of the permanent bonds to be issued under this ordinance, the Mayor and the City Controller are authorized to have prepared, and to execute and deliver to the purchaser of the bonds hereby authorized, one or more temporary typewritten or printed bonds for the aggregate principal amount of the bonds authorized by this ordinance, which temporary bonds shall be in such denomination and amount as the Mayor and the Controller may determine, and shall be substantially of the tenor of the registered bonds to be issued hereunder, with such appropriate omissions, insertions and variations as may be required. Each of said temporary bonds shall bear on its face the words

TEMPORARY REFUNDING BOND OF 1939 SERIES E

and such temporary bonds shall be exchangeable at the office of the City Controller for a like principal amount of permanent bonds, when such permanent bonds are ready for delivery.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, Page 261.

No. 515

AN ORDINANCE—Authorizing and directing the Board of Water Assessors to employ three temporary Clerks for a period of five months, and fixing the rate of compensation thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Board of Water Assessors be and it is hereby authorized and directed to employ three temporary Clerks for a period not to exceed five months at the rate of \$137.50 each per month, payable from and chargeable to Code Account 1140-A-1, Salaries, Regular Employees.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, Page 265.

No. 516

AN ORDINANCE—Creating and establishing temporary positions in the Department of Law, fixing the rate of compensation, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there are hereby created and established in the Department of Law the following temporary positions, at the rates of compensation respectively set forth:

Two Stenographer-Clerks, as needed, \$110.00 each per month.

One Utility Draftsman-Engineer, as needed \$165.00 per month.

Section 2. Said compensation to be payable from Code Account No. 1080, Preparing and Prosecuting Litigation against Public Service Companies.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, Page 265.

No. 517

AN ORDINANCE—Authorizing the issuance of a warrant in favor of the Navarro Corporation for \$11,926.15 in payment for extra work done on contract in connection with a PWA project for the benefit of the City, in accordance with authority granted by Resolution No. 99, approved August 14, 1939.

WHEREAS, extra work was done on contract in connection with a PWA project for the benefit of the City, in accordance with authority granted by Resolution No. 99, approved August 14, 1939, and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for payment of extra work done on contracts for the benefit of the City, without previous authority of law, Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Navarro Corporation for \$11,926.15 in payment for extra work performed on PWA project, Docket No. Pa. 2218-F, New Municipal Hospital, for the benefit of the City and to charge the same to Code Account designated:

Navarro Corporation, \$11,926.15 Code Account No. 135, Controller's Contract No. 7669.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, Page 266.

No. 518

AN ORDINANCE—Authorizing the issuance of a warrant in favor of John A. Galbreath for \$197.45 in payment of extra work done on contract in connection with a P. W. A. project

for the benefit of the City without previous authority of Law.

WHEREAS, Extra work was done on a contract in connection with a P. W. A. project for the benefit of the City without previous authority of Law, and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for payment of extra work done on contracts for the benefit of the City without previous authority of Law, Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of John A. Galbreath for \$197.45 in payment of extra work on contract listed below in connection with a P. W. A. project for the benefit of the City and to charge same to the code account designated.*

Contractor—John A. Galbreath,
\$197.45, Code Account No. 136-22.

Project—Riverview, Schenley and Leslie Pools.

Docket—Pa 2208-F, Contract No. 13, Plumbing.

Controller's Contract—No. 7555.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, Page 266.

No. 519

AN ORDINANCE—Accepting the offer of the United States of America to amend the grant offer accepted by Ordinance No. 384, approved August 18, 1938 for Docket No. Pa. 1987-F, and agreeing to the terms thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

the offer of the United States of America to the City of Pittsburgh, State of Pennsylvania, to amend the grant offer accepted by Ordinance No. 384, approved August 18, 1938, for Docket No. Pa. 1987-F, a copy of which amendment reads as follows:

P. W. 91147-5

FEDERAL WORKS AGENCY

Public Works Administration

Washington, D. C.,

Dated: Aug. 5, 1939,

Docket No. Pa. 1987-F

City of Pittsburgh,
Pittsburgh, Allegheny County,
Pennsylvania.

The United States of America hereby offers to amend the contract created by the acceptance by the City of Pittsburgh, Allegheny County, Pennsylvania, on August 18, 1938, of the Offer made by the United States of America and dated August 3, 1938, by striking out, in Line 8 of Paragraph 1 of said Offer, the figures "\$202,320" and inserting in lieu thereof the figures "\$288,090."

UNITED STATES OF AMERICA,

Federal Works Administrator,

BY /s/ E. W. CLARK,

Acting Commissioner of Public Works" be and the same is hereby in all respects accepted.

Section 2. That the said City of Pittsburgh agrees to abide by all the terms and conditions of said amended offer, including the terms and conditions annexed thereto and made a part thereof.

Section 3. That the Mayor be and he is hereby authorized and directed forthwith to send to the Federal Works Agency, Public Works Administration, three (3) certified copies of this ordinance and such further documents or proofs in connection with the acceptance of said amended offer as may be requested by the Federal Works Agency, Public Works Administration.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, Page 267.

No. 520

AN ORDINANCE—Accepting the offer of the United States of America to amend the grant offer accepted by Ordinance No. 381, approved August 18, 1938, for Docket No. Pa. 1633-F, and agreeing to the terms thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the offer of the United States of America to the City of Pittsburgh, State of Pennsylvania, to amend the grant offer accepted by Ordinance No. 381, approved August 18, 1938 for Docket No. Pa. 1633-F, a copy of which amendment reads as follows:

P. W. 91406-15

FEDERAL WORKS AGENCY

Public Works Administration

Washington, D. C.

Dated: Aug. 24, 1939,

Docket No. Pa. 1633-F

City of Pittsburgh,
Pittsburgh, Allegheny County,
Pennsylvania.

The United States of America hereby offers to amend the contract created by the acceptance by the City of Pittsburgh, Pennsylvania, on August 18, 1938, of the Offer made by the United States of America and dated June 24, 1938, by striking out, in Line 9 of Paragraph 1 of said Offer, the figures "\$84,352" and inserting in lieu thereof the figures "\$104,327."

UNITED STATES OF AMERICA,

Federal Works Administrator,

BY /s/ E. W. CLARK,

Acting Commissioner of Public Works" be and the same is hereby in all respects accepted.

Section 2. That the said City of Pittsburgh agrees to abide by all the terms and conditions of said amended offer, including the terms and conditions annexed thereto and made a part thereof.

Section 3. That the Mayor be and he is hereby authorized and directed forthwith to send to the Federal Works Agency, Public Works Administration, three (3) certified copies of this ordinance and such further documents or proofs in connection with the acceptance of said amended offer as may be

requested by the Federal Works Agency, Public Works Administration.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, Page 268.

No. 521

AN ORDINANCE—Accepting the offer of the United States of America to amend the grant offer accepted by Ordinance No. 380, approved August 18, 1938 for Docket No. Pa. 1612-F, and agreeing to the terms thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the offer of the United States of America to the City of Pittsburgh, State of Pennsylvania, to amend the grant offer accepted by Ordinance No. 380, approved August 18, 1938, for Docket No. Pa. 1612-F, a copy of which amendment reads as follows:

P. W. 91802-6

FEDERAL WORKS AGENCY

Public Works Administration

Washington, D. C.,

Dated: Sept. 15, 1939,

Docket No. Pa. 1612-F

City of Pittsburgh,
Pittsburgh, Allegheny County,
Pennsylvania.

The United States of America hereby offers to amend the contract created by the acceptance by the City of Pittsburgh, Pennsylvania, on August 18, 1938, of the Offer made by the United States of America and dated June 24, 1938, by (1) striking out, in Lines 3, 4 and 5 of Paragraph 1 of said Offer, the words "Field houses and bleachers at municipal playgrounds, including necessary equipment therefor" and inserting in lieu thereof the words "a field house at each of two municipal playgrounds, and bleachers at each of four municipal playgrounds, including necessary equipment," and (2) by striking out,

in Line 9 of said paragraph 1, the figures "\$85,732" and inserting in lieu thereof the figures "\$62,354."

UNITED STATES OF AMERICA,
Federal Works Administrator,
BY /s/ E. W. CLARK,

Acting Commissioner of Public Works" be and the same is hereby in all respects accepted.

Section 2. That the said City of Pittsburgh agrees to abide by all the terms and conditions of said amended offer, including the terms and conditions annexed thereto and made a part thereof.

Section 3. That the Mayor be and he is hereby authorized and directed forthwith to send to the Federal Works Agency, Public Works Administration, three (3) certified copies of this ordinance and such further documents or proofs in connection with the acceptance of said amended offer as may be requested by the Federal Works Agency, Public Works Administration.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, Page 269.

No. 522

AN ORDINANCE—Repealing Ordinance No. 447 approved August 29, 1939, entitled, "An Ordinance amending Section 1 of Ordinance No. 384, approved August 18, 1938, entitled, 'An Ordinance accepting the offer of the United States of America to aid by way of grant in financing the construction and equipment of three recreation buildings in City-owned playgrounds, identified as "Docket No. Pa. 1987-F", and agreeing to the terms thereof.'"

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Ordinance No. 447, approved August 29, 1939, entitled, "An Ordinance amending Section 1 of Ordinance No. 384, approved August 18, 1938, entitled, 'An Ordinance accepting the offer of the

United States of America to aid by way of grant in financing the construction and equipment of three recreation buildings in City-owned playgrounds, identified as Docket No. Pa. 1987-F, and agreeing to the terms thereof,'" be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, Page 269.

No. 523

AN ORDINANCE—Repealing Ordinance No. 460, approved September 1, 1939, entitled, "An Ordinance amending Section 1 of Ordinance No. 381, approved August 18, 1938, entitled, 'An Ordinance accepting the offer of the United States of America to aid by way of grant in financing the construction of two combination bath and field houses, including necessary equipment therefor, identified as Docket No. Pa. 1633-F, and agreeing to the terms thereof.'"

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Ordinance No. 460, approved September 1, 1939, entitled, "An Ordinance amending Section 1 of Ordinance No. 381, approved August 18, 1938, entitled, 'An Ordinance accepting the offer of the United States of America to aid by way of grant in financing the construction of two combination bath and field houses, including necessary equipment therefor, identified as Docket No. Pa. 1633-F and agreeing to the terms thereof,'" be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, Page 270.

No. 524

AN ORDINANCE—Amending a portion of Section 1 of Ordinance No. 494, approved October 29, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the bridges and viaducts, park and recreation properties of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor.", as amended and supplemented.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the portion of Section 1 of Ordinance No. 494, approved October 29, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the bridges and viaducts, park and recreation properties of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor.", as amended and supplemented.*

which reads:—

"1649 Highland Park Zoo
Remodeling\$31,082.00"
shall be amended to read:
"1649 Highland Park Zoo
Remodeling Hippo,
Tapir, Giraffe and
Rhino Room and
Elephant Room and
Lobby\$41,500.00"

Section 2.—That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, Page 270.

No. 525

AN ORDINANCE — Amending a portion of Section 1 of Ordinance No.

411, approved August 14, 1939, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Works Agency, Public Works Administration projects, for certain improvements to the public highway, sewerage, drainage, bridge and viaduct, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor.", as amended and supplemented.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the portion of Section 1 of Ordinance No. 411, approved August 14, 1939, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Works Agency, Public Administration projects, for certain improvements to the public highway, sewerage, drainage, bridge and viaduct, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor.", as amended and supplemented.*

which reads:—

"2193 Steuben Street, from
Hershel Street to
Middletown Road...\$84,000.00"
shall be amended to read:—
"2193 Steuben Street, from
Hershel Street to
Middletown Road...\$110,000.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, Page 271.

No. 526

AN ORDINANCE — Amending Section 1 of Ordinance No. 256, approved May 22, 1939, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works Projects for certain improvements to the public

sewerage and water systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the portion of Section 1 of Ordinance No. 256, approved May 22, 1939, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works Projects for certain improvements to the public sewerage and water systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor."*

which reads:—

"1968 Furnishing, Laying and Re-laying South Side Water Line and Appurtenances from

Virginia Avenue at Kearsarge Street to Shaler Street at Wells Street -----\$75,000.00"

shall be amended to read:—

"1968 Furnishing, Laying and Re-Laying South Side Water Line and Appurtenances from Virginia Avenue at Kearsarge Street to Shaler Street at Wells Street, and from Kearsarge Street and Beam Way to Wyoming Street and Boggs Avenue -----\$87,000.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book, 50, Page 272.

No. 527

AN ORDINANCE — Charging to Construction Account of various Pa. Dockets established for carrying out the Public Works Administration program in the Department of Public Works, certain costs incurred for construction; acquisition of or damages to property or property rights; preliminary engineering and other necessary expenses; official advertising; Peoples Bond Issue Election of August 1938; sinking of test holes, and miscellaneous expenses, prior to establishing said Construction Accounts and reimbursing the Accounts against which said expenses hitherto have been made chargeable.

WHEREAS it was necessary to make payment for certain engineering and other necessary expenses incident to the carrying out of the Public Works Administration program in the Department of Public Works, prior to the es-

tablishment of Construction Accounts for the various Dockets, and

WHEREAS, pursuant to the terms and conditions of the Federal Grant Offers, such preliminary expenses are eligible for reimbursement by application of Federal Funds up to 45% of the disbursements account thereof, providing the items involved are cleared through the respective Construction Accounts; NOW, THEREFORE,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the following sums shall be and the same are hereby made chargeable to and payable from the Construction Accounts respectively set forth, as an offset for payments heretofore made for the purposes set forth out of other Code Accounts, and Bond Funds established by Ordinances of Council, and herein below set forth:*

Pa. Docket No.	Amount	Purpose	Original Fund
1599-10A	\$ 98.66	Preliminary Engr. and other necessary expenses	Bond Fund 122-14A
"	155.25	Preliminary Engr. and other necessary expenses	Bond Fund 129-9
"	191.89	Preliminary Engr. and other necessary expenses	Bond Fund 129-64
"	41.66	Preliminary Engr. and other necessary expenses	Bond Fund 131-1A
"	83.60	Preliminary Engr. and other necessary expenses	Bond Fund 131-2A

Pa. Docket No.	Amount	Purpose	Original Fund
"	9.43	Preliminary Engr. and other necessary expenses	Bond Fund 131-3A
"	1,585.36	Preliminary Engr. and other necessary expenses	Bond Fund 131-4A
"	37.50	Preliminary Engr. and other necessary expenses	Bond Fund 131-5A
"	922.73	Preliminary Engr. and other necessary expenses	Bond Fund 131-6
"	659.47	Preliminary Engr. and other necessary expenses	Bond Fund 131-29
"	115.72	Preliminary Engr. and other necessary expenses	Bond Fund 132-18A
"	78.39	Preliminary Engr. and other necessary expenses	Bond Fund 132-19A
"	637.46	Preliminary Engr. and other necessary expenses	Bond Fund 132-20A
"	36.93	Preliminary Engr. and other necessary expenses	Bond Fund 132-21A
"	47.87	Peoples Bond Issue Election—Advertising	Code Acct. 42-5
"	472.74	Peoples Bond Issue Election—Special Expenses	Code Acct. 42
1599-10	1,957.55	Sinking Test Holes	Bond Fund 131-4
1599-10A	58.28	Miscellaneous Expenses	Bond Fund 129-6A
"	123.00	Miscellaneous Expenses	Bond Fund 131-18
1600-14	995.55	Construction	Code Acct. 1573
1600-14A	258.06	Preliminary Engr. and other necessary expenses	Bond Fund 129-6A
"	631.71	Preliminary Engr. and other necessary expenses	Bond Fund 131-6
"	586.20	Preliminary Engr. and other necessary expenses	Bond Fund 131-29
"	37.78	Peoples Bond Issue Election—Advertising	Code Acct. 42-5
"	373.21	Peoples Bond Issue Election—Special Expenses	Code Acct. 42
"	47.20	Miscellaneous Expenses	Bond Fund 129-6A
"	92.25	Miscellaneous Expenses	Bond Fund 131-18
1601-12A	60.21	Preliminary Engr. and other necessary expenses	Bond Fund 129-6A
"	150.29	Preliminary Engr. and other necessary expenses	Bond Fund 131-6
"	330.84	Preliminary Engr. and other necessary expenses	Bond Fund 131-29
"	20.15	Peoples Bond Issue Election—Advertising	Code Acct. 42-5
"	199.05	Peoples Bond Issue Election—Special Expenses	Code Acct. 42
"	49.20	Miscellaneous Expenses	Bond Fund 131-18
"	22.65	Miscellaneous Expenses	Bond Fund 129-6A
1604-4A	8.66	Preliminary Engr. and other necessary expenses	Bond Fund 129-9
"	17.04	Preliminary Engr. and other necessary expenses	Bond Fund 129-6A
"	10.42	Preliminary Engr. and other necessary expenses	Bond Fund 131-1A
"	6.25	Preliminary Engr. and other necessary expenses	Bond Fund 131-2A
"	121.56	Preliminary Engr. and other necessary expenses	Bond Fund 131-3A
"	17.01	Preliminary Engr. and other necessary expenses	Bond Fund 131-4A
"	2.08	Preliminary Engr. and other necessary expenses	Bond Fund 131-5A
"	190.50	Preliminary Engr. and other necessary expenses	Bond Fund 131-6
"	345.89	Preliminary Engr. and other necessary expenses	Bond Fund 131-29
"	6.25	Preliminary Engr. and other necessary expenses	Bond Fund 132-18A
"	65.43	Preliminary Engr. and other necessary expenses	Bond Fund 132-19A
"	6.25	Preliminary Engr. and other necessary expenses	Bond Fund 132-21A
"	30.23	Peoples Bond Issue Election—Advertising	Code Acct. 42-5
"	298.57	Peoples Bond Issue Election—Special Expenses	Code Acct. 42
1604-4	1,165.18	Sinking Test Holes	Bond Fund 132-19
1604-4A	14.75	Miscellaneous Expenses	Bond Fund 129-6A
"	6.51	Miscellaneous Expenses	Bond Fund 131-29
"	73.80	Miscellaneous Expenses	Bond Fund 131-18
1612-15A	41.97	Preliminary Engr. and other necessary expenses	Bond Fund 129-6A
"	129.62	Preliminary Engr. and other necessary expenses	Bond Fund 131-6
"	603.77	Preliminary Engr. and other necessary expenses	Bond Fund 131-29
"	37.78	Peoples Bond Issue Election—Advertising	Code Acct. 42-5
"	373.21	Peoples Bond Issue Election—Special Expenses	Code Acct. 42
"	46.58	Miscellaneous Expenses	Bond Fund 129-6A
"	98.40	Miscellaneous Expenses	Bond Fund 131-18
1996-7A	11.58	Preliminary Engr. and other necessary expenses	Bond Fund 129-6A
"	67.28	Preliminary Engr. and other necessary expenses	Bond Fund 131-3A
"	327.75	Preliminary Engr. and other necessary expenses	Bond Fund 131-6
"	131.25	Preliminary Engr. and other necessary expenses	Bond Fund 131-29
"	25.00	Preliminary Engr. and other necessary expenses	Bond Fund 132-18A
"	218.91	Preliminary Engr. and other necessary expenses	Bond Fund 132-19A

Pa. Docket No.	Amount	Purpose	Original Fund
"	52.64	Preliminary Engr. and other necessary expenses	Bond Fund 132-20A
"	15.11	Peoples Bond Issue Election—Advertising	Code Acct. 42-5
"	149.28	Peoples Bond Issue Election—Special Expenses	Code Acct. 42
"	21.95	Miscellaneous Expenses	Bond Fund 129-64
"	21.75	Miscellaneous Expenses	Bond Fund 129-3
"	43.05	Miscellaneous Expenses	Bond Fund 131-18
2208-22	653.83	Construction	Code Acct. 1573
2208-22A	55.42	Peoples Bond Issue Election—Advertising	Code Acct. 42-5
"	547.38	Peoples Bond Issue Election—Special Expenses	Code Acct. 42
"	67.80	Miscellaneous Expenses	Bond Fund 129-64
"	141.45	Miscellaneous Expenses	Bond Fund 131-18
2299-23	173.50	Construction	Code Acct. 1573
2299-23A	180.81	Preliminary Engr. and other necessary expenses	Bond Fund 131-6
"	27.71	Peoples Bond Issue Election—Advertising	Code Acct. 42-5
"	273.69	Peoples Bond Issue Election—Special Expenses	Code Acct. 42
"	29.20	Miscellaneous Expenses	Bond Fund 129-64
"	61.50	Miscellaneous Expenses	Bond Fund 131-18

Section 2. The City Controller is hereby authorized and directed to reimburse the Code Accounts and to credit the sinking funds of the Bond Funds set forth above under the heading "Original Fund" in the amounts charge against the Construction Accounts for the purposes respectively set forth under the several Pa. Dockets.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, 272.

No. 528

AN ORDINANCE — Amending portions of Section 1 of Ordinance No. 403, approved September 10, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes," as amend-

ed and supplemented.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the portions of Section 1 of Ordinance No. 403, approved September 10, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds derived from the sale of \$3,250,000.00 short-term promissory notes," as amended and supplemented, which reads:—*

"Docket No.	Construction Cost	Engineering and Other Necessary Expenses	Total
1591 Water Storage Tanks, Lincoln, Allentown and Squirrel Hill Districts, Pipe Line Replacement on Smallman Street, reinforcing main in the Oakland Heights District and Water Main Extension on Fifth Avenue in the Oakland District.....	\$313,313.00	\$12,000.00	\$325,313.00

1600	2 Comfort Stations in Parks and 10 Field Houses in Playgrounds	41,471.55	4,000.00	45,471.55
1601	Lanpher Main Reinforcement	51,000.00	2,400.00	53,400.00
1604	Herrs Island Bridge and Approach Walls	77,255.00	4,000.00	81,255.00
1612	Bleachers and Field Houses in Four Play-grounds	61,123.00	5,000.00	66,123.00
1616	Street Improvements—Schedule "A"	214,600.00	20,000.00	234,600.00
1633	Bath and Field Houses in Magee and Cowley-Goettman Playgrounds	42,415.00	9,000.00	51,415.00
1635	Street Improvements—Schedule "B"	17,000.00	3,000.00	20,000.00
1649	Highland Park Zoo Building Remodeling	38,312.00	3,900.00	42,212.00
1967	Willmot Street Bridge	206,076.00	13,924.00	220,000.00
1968	Rising Water Main from Brilliant Pumping Station and new Water Main on Second Avenue and South Side Water Lines	260,486.00	15,000.00	275,486.00
1970	Sewerage System in the Bates Street and the Columbus Avenue Basins	311,100.00	5,000.00	316,600.00
1987	Recreation Buildings in Ormsby, West Penn and Warrington Playgrounds	111,560.00	17,000.00	128,560.00
1996	Shady Avenue and Highland Avenue Bridges	37,785.00	3,000.00	40,785.00
2015	Bloomfield Bridge Sidewalk and Corliss Station Bridge Reconstruction	33,800.00	6,500.00	40,300.00
2132	Mission Street Bridges Reconstruction and River Avenue Viaduct	28,000.00	8,000.00	36,000.00
2193	Widening and Repaving of Streets—Schedule "C"	183,363.75	5,000.00	188,363.75
2208	13 Filter Houses in various Swimming Pools throughout the City with Filter Equipment and Appurtenances	110,888.00	5,000.00	115,888.00
2299	Relief Sewers—California Avenue, Broadhead-Fording Road, Nittany-Valley Rue Streets	45,000.00	4,000.00	49,000.00"

shall be amended to read:

"Docket No.		Cost of Construction and of Acquisition of or Damage to Property or Property Rights	Engineering and Other Necessary Expenses	Total
1591	Water Storage Tanks, Lincoln, Allentown and Squirrel Hill Districts, Pipe Line Replacement on Smallman Street, reinforcing main in the Oakland Heights District and Water Main Extension on Fifth Avenue in the Oakland District	\$313,313.00	\$14,000.00	\$327,313.00
1600	2 Comfort Stations in Parks and 10 Field Houses in Playgrounds	41,471.55	7,500.00	48,971.55
1601	Lanpher Main Reinforcement	51,000.00	3,500.00	54,500.00
1604	Herrs Island Bridge and Approach Walls	77,255.00	7,000.00	84,255.00
1612	Bleachers and Field Houses in Four Play-grounds	44,123.00	6,500.00	50,623.00
1616	Street Improvements—Schedule "A"	209,600.00	22,000.00	231,600.00
1633	Bath and Field Houses in Magee and Cowley-Goettman Playgrounds	42,415.00	10,000.00	52,415.00
1635	Street Improvements—Schedule "B"	17,000.00	4,000.00	21,000.00
1649	Highland Park Zoo Building Remodeling	50,812.00	5,900.00	56,712.00
1967	Willmot Street Bridge	202,076.00	13,924.00	216,000.00
1968	Rising Water Main from Brilliant Pumping Station and new Water Main on Second Avenue and South Side Water Lines	284,486.00	15,000.00	299,486.00

1970	Sewerage System in the Bates Street and the Columbus Avenue Basins.....	295,100.00	9,000.00	304,100.00
1987	Recreation Buildings in Ormsby, West Penn and Warrington Playgrounds.....	97,560.00	22,000.00	119,560.00
1996	Shady Avenue and Highland Avenue Bridges	37,785.00	4,500.00	42,285.00
2015	Bloomfield Bridge Sidewalk and Corliss Station Bridge Reconstruction.....	33,800.00	8,500.00	42,300.00
2132	Mission Street Bridges Reconstruction and River Avenue Viaduct.....	26,000.00	10,000.00	36,000.00
2193	Widening and Repaving of Streets—Schedule "C"	178,363.75	5,000.00	183,363.75
2208	13 Filter Houses in various Swimming Pools throughout the City with Filter Equipment and Appurtenances.....	110,888.00	6,500.00	117,388.00
2299	Relief Sewers—California Avenue, Broadhead-Fording Road, Nittany-Valley Rue Streets	44,000.00	5,000.00	49,000.00"

Section 2.—That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, Page 274.

No. 529

AN ORDINANCE — Amending portions of Section 1 of Ordinance No. 410, approved August 14, 1939, entitled "An Ordinance appropriating and setting aside the aggregate amount of \$748,594.52, for the payment of the cost for improvements to the public highway, bridge and viaduct, sewerage, drainage, water, park and recreation systems of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

the portions of Section 1 of Ordinance No. 410, approved August 14, 1939, entitled "An Ordinance appropriating and setting aside the aggregate amount of \$748,594.52, for the payment of the cost for improvements to the public highway, bridge and viaduct, sewerage, drainage, water, park and recreation systems of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States" which reads:

		Cost of Construction and of Acquisition			
"Pa. Docket No.		of or Damage to Property or Property Rights	Engineering and Other Necessary Expenses	Total	
1599	Retaining Walls and Concrete Steps.....	\$ 16,750.00	\$-----	\$ 16,750.00	
2193	Widening and Repaving of Streets— Schedule "C"	296,958.75	-----	296,958.75"	
shall be amended to read:					
"1599	Retaining Walls and Concrete Steps.....	9,250.00	7,500.00	16,750.00	
2193	Widening and Repaving of Streets— Schedule "C"	286,958.75	10,000.00	296,958.75"	

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, Page 276.

No. 530

AN ORDINANCE — Appropriating and setting aside the aggregate sum of Twenty-five Thousand (\$25,000.00) Dollars for payment of the cost, including engineering and other necessary expenses, for making repairs to Itin Street Wall and improving drainage facilities in the vicinity thereof, from Code Account 131, "General Improvement Notes, 1937."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of Twenty-five Thousand (\$25,000.00) Dollars is hereby set apart and appropriated in the Department of Public Works, from "General Improvement Notes, 1937," Code Account 131, for the payment of the cost, including engineering and other necessary expenses, for making repairs to Itin Street Wall, and improving drainage facilities in the vicinity thereof."*

Estimated Construction Cost...\$23,000.00
Engineering and other necessary expenses\$ 2,000.00

Total.....\$25,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, Page 277.

No. 531

AN ORDINANCE—Appropriating sums totaling Ninety-Four Thousand (\$94,000.00) Dollars from Bond Fund 143 for the payment of the City's share of the cost of Unemployment Relief Projects, to be carried out by the Department of Public Works in conjunction with the Federal Work Projects Administration.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That sums totaling Ninety-Four Thousand*

(\$94,000.00) Dollars, or so much thereof as may be necessary, shall be and the same are hereby appropriated from Bond Fund 143 for the payment of the City's share of the cost of Unemployment Relief Projects, to be carried out by the Department of Public Works in conjunction with the Federal Work Projects Administration for the purposes and in the amounts herebelow set forth:

For the purchase of supplies, materials, tools and equipment, the rental of tools, equipment and trucks for the following listed projects:

Item	Description	Amount
1	For Dirt Street Improvements	\$16,000.00
2	For Construction and Reconstruction of Curbs and Sidewalks along frontage of Private and Public Properties	3,000.00
3	For Repairs and Improvements of City Parks.....	8,000.00
4	For Replacements and Extensions of City Water Mains	5,000.00
5	For Sewers and Water Lines in Housing Project PA-1-1, "Terrace Village, Unit No. 1".....	26,000.00
	For Payment of Salaries and Wages of City Employees, regular and temporary while assigned to Unemployment Relief Projects	36,000.00

Total

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, Page 277.

No. 532

AN ORDINANCE—Providing for a contract or contracts for making repairs to Itin Street Wall and improving drainage facilities in the vicinity thereof, and for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be, and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for making repairs to Itin Street Wall and improving drainage facilities in the vicinity thereof, in accordance with the laws and ordinances governing said City, in an amount not exceeding the sum of Twenty-three Thousand (\$23,000.00) Dollars, chargeable to and payable from Code Account 131, "General Improvement Notes, 1937."*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, Page 278.

No. 533

AN ORDINANCE—Providing for the letting of a contract or contracts for the resurfacing of approximately 6400 square yards of pavement, and surface treating approximately 10,000 square yards of pavements at the City Home and Hospitals, Mayview, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Welfare shall be, and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts for the resurfacing of approximately 6400 square yards of pavement, and surface treating approximately 10,000 square yards of pavements at the City Home and Hospitals, Mayview, in accordance with an act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordi-*

nances of council in such cases made and provided, chargeable to and payable from Code Account 1290-14, Repairs, City Home and Hospitals.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, Page 279.

No. 534

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing of 150 (more or less) Coal Stoves (Cooking) for the Department of Public Welfare, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be, and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of 150 (more or less) Coal Stoves (Cooking) at a cost not to exceed the sum of \$2,250.00 for the Department of Public Welfare, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Bond Fund 138.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, Page 279.

No. 535

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Safety to extend the lease between the City of Pittsburgh and the Gamewell Company, for the leasing and rental of fire alarm and equipment in the North Side Temporary Fire Alarm Office at Arch and Erie streets, and providing for cancellation of said lease.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Safety be and they are hereby authorized and directed to extend the lease between the City of Pittsburgh and The Gamewell Company, and continue the rental for one year from September 1, 1939 to August 31, 1940, at the stipulated monthly rental of \$300.00, for the leasing of a fire alarm and equipment in North Side Temporary Fire Alarm office, Third Floor, Municipal Building, Arch and Erie streets; with the further covenant and agreement that, if the City of Pittsburgh shall purchase and install a new fire alarm and equipment at said location before the expiration of the present lease as renewed, this agreement shall be cancelled and rendered void at the completion of the installation of the new equipment, if so purchased.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, Page 280.

No. 536

AN ORDINANCE—Widening RIVER AVENUE, from a property line 246.06 feet east of Madison avenue to a point 161.0 feet east of Hope street, and at the intersection of Hope street; providing that the costs, damages and expenses occasioned thereby be as-

sessed against and collected from properties benefited thereby, and providing further for the payment of the City's share thereof under a Federal Emergency Administration of Public Works Docket.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* RIVER AVENUE, from the line dividing properties now or late of Belle S. Lance and the H. J. Heinz Company, distant 246.06 feet east of the easterly line of Madison avenue, to the line dividing properties now or late of the May Stern Company and the Pennsylvania Railroad Company, distant 161.0 feet east of the present easterly line of Hope street, and at the intersection of Hope street be and the same is hereby widened by taking for public use for highway purposes the property herein-after described as Portions "A", "B" and "C", respectively:

WIDENING FROM PROPERTY LINE
246.06 FEET EAST OF MADISON
AVENUE TO THE PROPERTY LINE
161.0 FEET EAST OF HOPE ST.
PORTION "A"

Beginning at the line dividing property now or late of Belle S. Lance and the H. J. Heinz Company, distant 246.06 feet east of the easterly line of Madison avenue; thence along the present northerly line of River avenue, South 48° 19' 30" West, 197.41 feet; thence continuing along the present northerly line of River avenue, South 55° 22' West, 48.65 feet to the easterly line of Madison avenue; thence along the easterly line of Madison avenue, North 12° 25' 30" West, 29.51 feet to a point of curve; thence in a southerly and easterly direction by the arc of a circle deflecting to the left with a radius of 15.0 feet and a central angle of 114° 34' 30", for an arc distance of 30.0 feet to a point of compound curve; thence in an easterly direction by the arc of a circle deflecting to the left with a radius of 2822.0 feet and a central angle of 1° 9' 30", for an arc distance of 57.05 feet to a point; thence South 41° 40' 30" East, 3.90 feet to a point; thence North 48° 22' 10" East, 162.58 feet to said line dividing property of Belle S. Lance and the H. J. Heinz Company;

thence along said property line, South 41° 40' 30" East, 1.28 feet to the place of beginning.

PORITION "B"

Beginning at the intersection of the present northerly line of River avenue with the westerly line of Madison avenue; thence along the present northerly line of River avenue, South 55° 22' West, 140.5 feet; thence continuing along the present northerly line of River avenue, South 61° 37' West, 136.70 feet to the line dividing property now or late of May Stern Company and the Pennsylvania Railroad Company, distant 161.0 feet east of the present easterly line of Hope street; thence along the said property line, North 19° 20' West, 1.01 feet; thence North 61° 37' East, 8.44 feet to a point of curve; thence in an easterly direction, by the arc of a circle deflecting to the left with a radius of 1771.31 feet and a central angle of 5° 11' 35", for an arc distance of 160.54 feet, to a point of compound curve; thence in an easterly direction by the arc of a circle deflecting to the left with a radius of 2822.0 feet and a central angle of 2° 01' 05" for an arc distance of 99.40 feet to a point of compound curve; thence in an easterly and northerly direction by the arc of a circle deflecting to the left with a radius of 15.0 feet and a central angle of 86° 49' 50", for an arc distance of 17.50 feet to a point of tangent on the westerly line of Madison avenue; thence along the westerly line of Madison avenue, South 12° 25' 30" East, 15.08 feet to the place of beginning.

WIDENING AT THE INTERSECTION OF HOPE STREET

PORITION "C"

Beginning at the intersection of the present northerly line of River avenue with the present easterly line of Hope street; thence along the present easterly line of Hope street; North 12° 37' West, 7171 feet; thence South 24° 42' 20" East, 5316 feet to a point of curve; thence in a southerly and easterly direction by the arc of a circle deflecting to the left with a radius of 15.0 feet and a central angle of 93° 40' 40" for an arc distance of 24.52 feet to a point of tangent on the present northerly line

of River avenue; thence along the present northerly line of River avenue, South 61° 37' West, 31.05 feet to the place of beginning

Section 2. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to cause said RIVER AVENUE, from a property line 248.06 feet east of Madison Avenue to a point 161.0 feet east of Hope street, and at the intersection of Hope street, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages and expenses occasioned thereby, and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania, relating thereto and regulating the same, and the City's share thereof shall be chargeable to and payable from Docket No. Pa. 1618-F, heretofore established as the account for all funds required for widening and repaving of streets, Schedule "A," as a Federal Emergency Administration of Public Works Docket.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, Page 280.

No. 537

AN ORDINANCE — Widening EAST OHIO STREET, in the Twenty-third Ward of the City of Pittsburgh, at the intersection of Troy Hill road, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That EAST OHIO STREET in the Twenty-third Ward of the City of Pittsburgh,*

at the intersection of Troy Hill road, be and the same is hereby widened to a variable width by taking for public use for highway purposes the following described property, to wit:

Beginning at a point on the present northerly line of East Ohio street as widened by Ordinance No. 439, approved September 29, 1938, said point being distant North 59° 31' 40" East, 20.0 feet from the intersection of the present northerly line of East Ohio street produced and the present easterly line of Troy Hill road produced; thence extending northwestwardly by the arc of a circle deflecting to the right, having a radius of 22.0 feet, for an arc distance of 21.50 feet, more or less, to the easterly line of Troy Hill Road; thence extending North 5° 28' East, 1.55 feet along the easterly line of Troy Hill road to a point; thence extending southeastwardly by the arc of a circle deflecting to the left, with a radius of 22.0 feet, a central angle of 61° 47' and a chord bearing of South 51° 29' East, for an arc distance of 23.66 feet to a point on the present northerly line of East Ohio street; thence South 59° 31' 40" West, 3.39 feet along the northerly line of East Ohio street, to the place of beginning.

Section 2. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to cause said East Ohio street, in the Twenty-third Ward of the City of Pittsburgh, at the intersection of Troy Hill road, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages and expenses occasioned thereby, and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania, relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, Page 282.

No. 538

AN ORDINANCE—Approving a plan of lots named "BEDFORD DWELLINGS," in the Fifth Ward of the City of Pittsburgh, laid out by the Housing Authority of the City of Pittsburgh; accepting the dedication of CHAUNCEY DRIVE and SOMERS DRIVE, as shown thereon for public highway purposes; opening and naming the same; fixing the width and position of the sidewalks, roadways and automobile parking areas, and establishing the grades thereon.

WHEREAS, the Housing Authority of the City of Pittsburgh, the owner of certain property in the Fifth Ward of the City of Pittsburgh, laid out in a plan of lots called "BEDFORD DWELLINGS," has located certain highways thereon and executed a deed of dedication on said plan for all ground covered by said highways, to the City of Pittsburgh for public use for highway purposes, and has released the said City from any liability for damages occasioned by the physical grading of the said public highways to the grades hereinafter established; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the plan of lots named "BEDFORD DWELLINGS," situate in the Fifth Ward of the City of Pittsburgh, laid out by the Housing Authority of the City of Pittsburgh, in March, 1939, be and the same is hereby approved, and CHAUNCEY DRIVE and SOMERS DRIVE, as located and dedicated in said plan, are hereby accepted.

Section 2. The highways as aforesaid dedicated to said City for public highway purposes shall be and the same are hereby appropriated and opened as public highways, and named "CHAUNCEY DRIVE" and "SOMERS DRIVE."

Section 3. The width and position of the sidewalks, roadways and automobile parking areas and the grades of CHAUNCEY DRIVE and SOMERS DRIVE, laid out and dedicated in the plan of lots name "BEDFORD DWELLINGS," are hereby fixed and established as described in Ordinance No. 331, approved June 17, 1939, and recorded in Ordinance Book Volume 50, page 101.

Section 4. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to enter upon, take possession of and appropriate the said CHAUNCEY DRIVE and SOMERS DRIVE for public highway purposes, in conformity with the provisions of this Ordinance.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, Page 283.

No. 539

AN ORDINANCE—Refixing the width and position of the westerly sidewalk and roadway of NORTH CRAIG STREET, from Fifth avenue to a point 204.5 feet northwardly therefrom, and refixing the width and position of the sidewalks and roadway of SOUTH CRAIG STREET, from Fifth avenue to Henry street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

the width and position of the westerly sidewalk and roadway of NORTH CRAIG STREET, from Fifth avenue to a point 204.5 feet northwardly therefrom, and the width and position of the sidewalks and roadway of SOUTH CRAIG STREET, from Fifth avenue to Henry street, be and the same are hereby refixed as follows, to wit:

NORTH CRAIG STREET

The westerly sidewalk from the northerly 10-foot curb line of Fifth avenue to a point 174.5 feet northwardly therefrom, as measured along the westerly curb line of NORTH CRAIG STREET, shall have a uniform width of 8.0 feet, lying along and contiguous to the westerly street line; thence to a point 204.5 feet north of the northerly 12-foot curb line of Fifth avenue shall have a variable width ranging from 10.0 feet to 12.0 feet, lying along and contiguous to the westerly street line.

The roadway from Fifth avenue to a point 174.5 feet north of the northerly 12-foot curb line of Fifth avenue shall have a uniform width of 40.0 feet, lying between the above described westerly sidewalk and the existing 12-foot sidewalk; thence to a point 204.5 feet north of the northerly 12-foot curb line of Fifth avenue shall have a variable width ranging from 40.0 feet to 36.0 feet, lying between the above described westerly sidewalk and the existing easterly 12-foot sidewalk.

SOUTH CRAIG STREET

The easterly sidewalk from Fifth avenue to Henry street shall have a uniform width of 8.0 feet, lying along and contiguous to the easterly street line.

The westerly sidewalk from the southerly 10-foot curb line of Fifth avenue to a point 50.0 feet southwardly therefrom, as measured along the westerly curb line of SOUTH CRAIG STREET, shall have a variable width ranging from 8.0 feet to 12.0 feet, lying along and contiguous to the westerly street line; thence to Henry street shall have a uniform width of 12.0 feet, conforming to the existing westerly sidewalk.

The roadway from Fifth avenue to a point 50.0 feet south of the southerly 10-foot curb line of Fifth avenue, as measured along the westerly curb line of SOUTH CRAIG STREET, shall have a variable width ranging from 44.0 feet to 40.0 feet, lying between the above described sidewalks; thence to Henry street shall have a uniform width of 40.0 feet, lying between the above described easterly sidewalk and the existing westerly 12-foot sidewalk.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, Page 283.

No. 540

AN ORDINANCE—Refixing the width and position of the sidewalks and roadway of FIFTH AVENUE, from University place to a point 60.0 feet east

of North Neville street; providing for slopes, parking, retaining walls and steps.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the sidewalks and roadway of FIFTH AVENUE, from University place to a point 60.0 feet east of North Neville street, be and the same are hereby refixed as follows, to wit:*

The northerly sidewalk from University place to Bigelow boulevard shall have a uniform width of 12.0 feet, lying north of and contiguous to the northerly curb line, which shall be parallel to and 68.0 feet north of the southerly street line. The northerly sidewalk from Bigelow boulevard to North Dithridge street shall have a uniform width of 12.0 feet, lying along and contiguous to the northerly street line. The northerly sidewalk from North Dithridge street to North Craig street shall have a variable width, lying between the northerly street line and the northerly curb line, which northerly curb line shall be parallel to and 68.0 feet north of the southerly street line. The northerly sidewalk from North Craig street to a point 190.91 feet east of the easterly 12-foot curb line of Craig street, as measured along the northerly curb line of FIFTH AVENUE, shall have a uniform width of 10.0 feet; thence to a point 30.0 feet eastwardly shall have a variable width ranging from 10.0 feet to 12.0 feet; thence to North Neville street shall have a uniform width of 12.0 feet; the northerly sidewalk from North Neville street to a point 60.0 feet east of the easterly 12-foot curb line of North Neville street, as measured along the northerly curb line of FIFTH AVENUE, shall have a variable width ranging from 7.0 feet at the former, to 10.0 feet at the latter mentioned point. The northerly sidewalk from North Craig street to a point 60.0 feet east of North Neville street shall lie along and contiguous to the northerly street line.

The southerly sidewalk from University place to a point 159.0 feet west of the westerly curb line of South Bellefield avenue, as measured along the southerly curb line of FIFTH AVENUE, shall have a uniform width of 12.0

feet; thence to a point 129.0 feet west of the westerly curb line of South Bellefield avenue, shall have a variable width ranging from 12.0 feet to 10.0 feet; thence to South Bellefield avenue, a uniform width of 10.0 feet; thence to a point 186.10 feet east of the easterly 10-foot curb line of South Dithridge street, as measured along the southerly curb line of FIFTH AVENUE, shall have a uniform width of 12.0 feet; thence to a point 77.98 feet eastwardly therefrom shall have a variable width ranging from 12.0 feet to 10.0 feet; thence to South Craig street, a uniform width of 10.0 feet; thence to South Neville street, a uniform width of 12.0 feet; thence to a point perpendicularly opposite a point 60.0 feet east of the easterly 12-foot curb line of North Neville street, as measured along the northerly curb line of FIFTH AVENUE, shall have a uniform width of 10.0 feet, conforming to the existing southerly sidewalk. The southerly sidewalk throughout shall lie along and contiguous to the southerly street line.

The roadway from University place to a point 159.0 feet west of the westerly curb line of South Bellefield avenue, as measured along the southerly curb line of FIFTH AVENUE, shall have a uniform width of 56.0 feet; thence to a point 30.0 feet eastwardly therefrom, a variable width ranging from 56.0 feet to 58.0 feet; thence to North and South Bellefield Avenue, a uniform width of 58.0 feet; thence to a point 135.86 feet west of the westerly 10-foot curb line of North Dithridge street, shall have a variable width; thence to a point 186.10 feet east of the easterly 10-foot curb line of South Dithridge street, a uniform width of 56.0 feet; thence to a point 77.98 feet eastwardly therefrom, a variable width ranging from 56.0 feet to 58.0 feet; thence to a point 190.91 feet east of the easterly 12-foot curb line of North Craig street, shall have a uniform width of 58.0 feet; thence to a point 30.0 feet eastwardly therefrom, a variable width ranging from 68.0 feet to 56.0 feet; thence to North and South Neville street, a uniform width of 56.0 feet; thence to a point 60.0 feet east of the easterly 12-foot curb line of North Neville street, a variable width ranging from 43.0 feet to 40.0 feet. The roadway throughout shall occupy that portion of the street lying between the above described sidewalks.

The remaining portion of the street from University Place to Bigelow boulevard, lying between the above described northerly sidewalk and the northerly street line, shall be used for slopes, parking, retaining walls and steps.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, Page 284.

No. 541

AN ORDINANCE—Re-establishing the grade of STANTON AVENUE, from McCandless street to a point 175.0 feet westwardly therefrom; from Fifty-second Street to a point 61.40 feet east of Duncan street; from a point 83.08 feet west of Duncan street to Holmes street, and from Kent way to Carnegie street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the northerly curb line of STANTON AVENUE, from McCandless street to a point 175.0 feet westwardly therefrom, from Fifty-second street to a point 61.40 feet east of Duncan street, from a point 83.08 feet west of Duncan street to Holmes street, and from Kent way to Carnegie street, be and the same is hereby re-established as follows, to wit:*

McCANDLESS STREET TO A POINT 175.0 FEET WESTWARDLY THEREFROM:

Beginning at the westerly 12-foot curb line of McCandless street, at an elevation of 915.70 feet; thence falling at the rate of 6.11% for a distance of 79.0 feet to a point of curve, to an elevation of 910.87 feet; thence by a convex parabolic curve for a distance of 40.0 feet to a point of tangent, to an elevation of 907.87 feet; thence falling at the rate of 8.92% for a distance of 56.0 feet to a point 175.0 feet west of the westerly curb line of McCandless street, to an elevation of 902.87 feet (curb as set).

FIFTY-SECOND STREET TO A POINT 61.40 FEET EAST OF DUNCAN STREET:

Beginning at the westerly 12-foot curb line of Fifty-second street, at an elevation of 876.68 feet; thence falling at the rate of 7.93% for a distance of 58.0 feet to a point of horizontal curve, to an elevation of 872.08 feet; thence falling at the rate of 8.20% for a distance of 143.56 feet to a point of horizontal tangent, to an elevation of 860.31 feet; thence falling at the rate of 6.13% to a point 61.40 feet east of the easterly 10-foot curb line of Duncan street, to an elevation of 855.30 feet (curb as set).

POINT 83.08 FEET WEST OF DUNCAN STREET TO HOLMES STREET:

Beginning at a point 83.08 feet west of the westerly 10-foot curb line of Duncan street, at an elevation of 843.02 feet (curb as set); thence falling at the rate of 8.80% for a distance of 23.51 feet to a point of horizontal curve, to an elevation of 840.95 feet thence falling at the rate of 6.55% for a distance of 78.77 feet to a point of horizontal tangent, to an elevation of 835.79 feet; thence falling at the rate of 9.0% for a distance of 88.86 feet to the easterly 10-foot curb line of Holmes street, to an elevation of 827.79 feet.

KENT WAY TO CARNEGIE STREET:

Beginning at the westerly 3-foot curb line of Kent way, at an elevation of 811.91 feet (curb as set); thence falling at the rate of 7.56% for a distance of 18.58 feet to an elevation of 810.51 feet; thence falling at the rate of 8.92% for a distance of 28.24 feet to a point of horizontal curve, to an elevation of 807.99 feet thence falling at the rate of 9.09% for a distance of 186.16 feet to a point of horizontal tangent, to an elevation of 791.07 feet; thence falling at the rate of 7.17% for a distance of 185.22 feet to the easterly 10-foot curb line of Carnegie street, to an elevation of 777.79 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, Page 286.

No. 542

AN ORDINANCE — Vacating SPRUCE

WAY, from Twenty-fifth street to a point 192.0 feet eastwardly therefrom.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all of the property fronting or abutting on the lines of SPRUCE WAY, from Twenty-fifth street to a point 192.0 feet eastwardly therefrom, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That SPRUCE WAY, from Twenty-fifth street to a point 192.0 feet eastwardly therefrom, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, Page 287.

No. 543

AN ORDINANCE — Amending Zoning

Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E15, by extending (a) the "A" Residence District by including all that certain property, now classified Commercial District, lying within the area bounded by Bedford avenue; Kirkpatrick street; the southerly line of Ridgway street extended; Ridgway street; and, Francis street (b) the Third Area District by including all that certain property, now classified Fourth Area District, lying within the aforebounded area.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended by changing the Zone*

Map, Sheet Z—N10—E15, by extending (a) the "A" Residence (U-4) District so as to include all that certain property, now classified Commercial (U-3) District, lying within the area bounded by Bedford avenue; Kirkpatrick street; the southerly line of Ridgway street extended; Ridgway street; and, Francis street, (b) the Third Area (A-3) District so as to include all that certain property, now classified Fourth Area (A-4) District, lying within the aforebounded area.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, Page 287.

No. 544

AN ORDINANCE—Supplementing Section 2 of Ordinance No. 335, entitled "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented, by adding thereto certain new paragraphs further regulating the use and operation of vehicles on the streets of the City of Pittsburgh; by adding certain specified streets or portions of streets to certain existing designated paragraphs thereof, and by repealing a portion of paragraph (h) of Section 2 of said Ordinance.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Section 2 of Ordinance No. 335 entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented, shall be and the same is hereby further supplemented by adding thereto the following paragraphs:*

(F) Upon the following streets or portions of streets, no parking of any

vehicle shall be permitted during the period 11:30 A. M. to 2:00 P. M., Saturdays only,

Boulevard of the Allies between Grant street and Liberty avenue, both sides.

(G) Upon the following streets or portions of streets, no stoppage of any vehicle shall be permitted during the period 11:30 A. M. to 2:00 P. M., Saturdays only, except passenger vehicles stopping to discharge passengers or to pick up passengers then in readiness at the curb,

Boulevard of the Allies between Grant street and Liberty avenue, both sides.

Section 2. That paragraph (h) of Section 2 of said Ordinance, which paragraph (h) has the following heading:

"(h) The following streets or portions of streets are Class C streets, upon which traffic will be permitted in only one direction as designated," shall be and the same is hereby further supplemented by adding at the end thereof the following:

Book way from Oliver avenue to Fifth avenue, southbound; and that a portion of said paragraph (h) shall be and the same is hereby repealed by striking therefrom the following:

Forty-Fifth street between Davison street and Butler street, northbound.

Section 3. That paragraph (r) of Section 2 of said Ordinance, which paragraph (r) has the following heading:

"(r) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal; this regulation to be in effect twenty-four (24) hours each day, including Sunday,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Ahlens way between Ohio street and Spring Garden avenue, both sides;

Forty-Second street between Penn avenue and Calvin street, east side;

Middle street between Ohio street and Avery street, west side.

Section 4. That paragraph (w) of Section 2 of said Ordinance, which paragraph (w) has the following heading:

"(w) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than one (1) hour between 8:00 A. M. and 6:00 P. M., daily except Sunday,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

St. Clair street between Baum boulevard and Friendship avenue, west side.

Section 5. That paragraph (jj) of Section 2 of said Ordinance, which paragraph (jj) has the following heading:

"(jj) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal, between the hours of 4:30 P. M. and 6:00 P. M., daily except Sunday,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Federal street between Henderson street and Perrysville avenue, east side;

Itin street from High street to a point 100 feet east of the curve near Concord street, southerly side;

Perrysville avenue between Baytree street and Bonvue street, east side.

Section 6. That paragraph (oo) of Section 2 of said Ordinance, which paragraph (oo) has the following heading:

"(oo) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than one (1) hour between the hours of 9:30 A. M. and 4:30 P. M., daily except Sunday,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Ohio street between Federal Atreet and Troy Hill road, both sides.

Section 7. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1939.

Approved October 4, 1939.

Ordinance Book 50, Page 288.

No. 545

AN ORDINANCE—Authorizing the issuance of a warrant in favor of the Navarro Corporation for \$39,567.24 in payment for extra work done on contract in connection with a P. W. A. project for the benefit of the City, in accordance with authority granted by Resolution No. 99, approved August 14, 1939.

WHEREAS, Extra work was done on contract in connection with a P. W. A. project for the benefit of the City, in accordance with authority granted by Resolution No. 99, approved August 14, 1939, and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for payment of extra work done on contracts for the benefit of the City, without previous authority of law; Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Navarro Corporation for \$39,567.24 in payment for extra work performed on P. W. A. project, Docket No. Pa. 2218-F, New Municipal Hospital, for the benefit of the City and to charge the same to Code Account designated:*

Navarro Corporation—\$39,567.24—Code Account No. 135.—Controller's Contract No. 7669.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 9, 1939.

Approved October 13, 1939.

Ordinance Book 50, Page 289.

No 546

AN ORDINANCE—Authorizing the issuance of warrants to Edward S. Vogler in the amount of \$88.60, John J. Lyon in the amount of \$56.40, Aloysius Miller in the amount of \$56.40, Harry Lempp in the amount of \$56.40, John Ryan in the amount of \$56.40, Albert E. Florig in the amount of \$88.60, and Sylvester Stoehr in the amount of \$97.00.

WHEREAS, the above named officers were detailed by the Director of Public Safety to cruise in various parts of the City and to use their own automobiles and the City was to pay for the gasoline and oil consumed, and

WHEREAS, the said officers have presented vouchers for the gas and oil consumed for the months of October, November and December, 1938, in the amounts set forth, Now Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants as follows and charge same to Code Account No. 1447, Miscellaneous Services, Bureau of Police—*

Edward S. Vogler.....	\$88.60
John J. Lyon.....	56.40
Aloysius Miller.....	56.40
Harry Lempp.....	56.40
John Ryan.....	56.40
Albert E. Florig.....	88.60
Sylvester Stoehr.....	97.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 9, 1939.

Approved October 13, 1939.

Ordinance Book 50, Page 290.

No. 547

AN ORDINANCE—Authorizing the issuance of a warrant in favor of W. N. Sauer Company for \$424.97 in payment for extra work done on con-

tract in connection with a P. W. A. project for the benefit of the City without previous authority of Law.

WHEREAS, Extra work was done on a contract in connection with a P. W. A. project for the benefit of the City without previous authority of Law, and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for payment for extra work done on contracts for the benefit of the City without previous authority of Law, Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of W. N. Sauer Company for \$424.97 in payment for extra work on contract listed below in connection with a P. W. A. project for the benefit of the City and to charge same to the code account designated.

Contractor—W. N. Sauer Company,
\$424.97, Code Account No.
136-22.

Project— Filter Houses at various
Swimming Pools.

Docket— Pa. 2208-F, Contract No. 11,
Plumbing.

Controller's Contract No. 7554.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 9, 1939.

Approved October 13, 1939.

Ordinance Book 50, Page 291.

No. 548

AN ORDINANCE—Authorizing the issuance of warrants in favor of Commonwealth of Pennsylvania, for \$137.00; Parmelee Motor Fuel, for \$135.72; Standard Oil Co., for \$41.60; Zeigler Machinery Co., for \$21.70; Dixon Motor Co., for \$9.84; Option Equipment and Supply Co., for \$6.93; Dyke Motor Supply Co., for \$4.20; H. C. Boyle, for \$8.00; Louis Gordon, Jr., for \$7.00,

for services rendered and supplies furnished the Department of Public Welfare without previous authority of law.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor be and is hereby authorized and directed to issue and the City Controller to countersign warrants in favor of:

Commonwealth of Pennsylvania, Department of Revenue, in the sum of \$137.00 for maintenance, chargeable to and payable from Code Account 1309, Care of patients in other districts.

Parmelee Motor Fuel, in the sum of \$135.72 for gasoline, chargeable to and payable from Code Account 1332, Supplies.

Standard Oil Co., in the sum of \$41.60 for gasoline, chargeable to and payable from Code Account 1303, Supplies.

Zeigler Machinery Co., in the sum of \$21.70 for tractor parts:

Dixon Motor Co., in the sum of \$9.84 for Auto parts;

Option Equipment & Supply Co., in the sum of \$6.93 for auto parts;

Dyke Motor Supply Co., in the amount of \$4.20, for auto parts; all chargeable to and payable from Code Account 1333, Materials.

H. C. Boyle, in the sum of \$8.00 for writing sets, chargeable to and payable from Code Account 1305, Equipment.

Louis Gordon Jr., Son Co., in the sum of \$7.00 for mackinaw, chargeable to and payable from Code Account 1332, Supplies.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 9, 1939.

Approved October 13, 1939.

Ordinance Book 50, Page 291.

No. 549

AN ORDINANCE—Setting aside the aggregate amount of \$600.00 from

Emergency Appropriation No. 1290, for the payment of the cost of Pasteur Treatment by the Department of Public Welfare for the balance of the year 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the following amount be set aside from Emergency Appropriation No. 1290, Department of Public Welfare, as follows: 1290-21—Pasteur Treatment.....\$600.00*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 9, 1939.

Approved October 13, 1939.

Ordinance Book 50, Page 292.

No. 550

AN ORDINANCE—Authorizing the exoneration of City taxes on certain properties located on Center avenue, during the time said properties are utilized for playground purposes under the supervision of the Sacred Heart Church of Pittsburgh.

WHEREAS, the Sacred Heart Church has procured a lease of certain properties consisting of lots Nos. 24, 25, 26 and 27 of the Mellon Plan, known as 5903 to 5917 Center avenue; and,

WHEREAS, the lessee has procured permission from the owner of said properties, the Penn-Pittsburgh Corporation, to utilize such properties for a supervised neighborhood playground for a period of one year beginning June 28, 1939, and ending June 27, 1940, terminable upon written notice from the lessor, at a rental of one dollar per year, upon condition that the City of Pittsburgh exonerate the owners from City taxes assessed against the said properties for the period of the utilization of said properties for playground purposes; and,

WHEREAS, by reason of the great need for a playground in this district, the Sacred Heart Church has offered to assume full responsibility for the maintenance and supervision of said play-

ground upon the condition that the City of Pittsburgh cooperate by exonerating the City taxes assessed against said properties during the period of its use for playground purposes;

Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the proper officers of the City are hereby authorized and directed to exonerate City taxes assessed against lots Nos. 24, 25, 26 and 27 of the Mellon Plan, known as 5903 to 5917 Center avenue, by the City, during the term said properties are utilized for playground purposes under the supervision of the Sacred Heart Church of Pittsburgh, said term not to exceed the period from August 1, 1939, to June 27, 1940.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 9, 1939.

Approved October 13, 1939.

Ordinance Book 50, Page 292.

No. 551

AN ORDINANCE—Authorizing and directing the grading and paving of Twenty-ninth street, from Railroad street to a point approximately four hundred sixty-five (465') feet northwardly therefrom, including the construction of a fifteen (15") inch terra cotta pipe sewer including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

Twenty-ninth street, from Railroad street to a point approximately four hundred sixty-five (465') feet northwardly therefrom be graded and paved, including the construction of a fifteen (15") terra cotta pipe sewer, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading and paving of Twenty-ninth street, from Railroad street to a point approximately four hundred sixty-five (465') feet northwardly therefrom, including the construction of a fifteen (15") inch terra cotta pipe sewer, and including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Fourteen Thousand (\$14,000.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and same is hereby repealed, so far as the same affects this Ordinance.

Passed October 9, 1939.

Approved October 13, 1939.

Ordinance Book 50, Page 293.

No. 552

AN ORDINANCE—Authorizing and directing the grading to a width of

twenty (20') feet, paving to a width of eighteen (18') feet and curbing the northerly side of RAILROAD STREET, from Twenty-eighth street to Thirtieth street, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby, and providing, further, for the payment of the City's share thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, its Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the northerly side of RAILROAD STREET be graded to a width of twenty (20') feet, paved to a width of eighteen (18') feet and curbed, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading to a width of twenty (20') feet, paving to a width of eighteen (18') feet and curbing of the northerly side of RAILROAD STREET, from Twenty-eighth street to Thirtieth street, including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Twenty-two Thousand (\$22,000.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or

part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 9, 1939.

Approved October 13, 1939.

Ordinance Book 50, Page 294.

No. 553

AN ORDINANCE—Amending a portion of Section 1 of Ordinance No. 321, approved June 17, 1939, entitled, "An Ordinance providing for contract or contracts for the regrading, repaving, recurb-ing, widening and otherwise improving of certain streets hereinafter set forth, and for the payment of the costs thereof."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Section 1 of Ordinance No. 321, approved June 17, 1939, entitled, "An Ordinance providing for contract or contracts for the regrading, repaving, recurb-ing, widening and otherwise improving of certain streets hereinafter set forth, and for the payment of the costs thereof" shall be and is hereby amended in the following manner:

The portion of Section 1 thereof which reads:

"Postal way, from Penn avenue to Shakespeare street," shall be changed to read:

"Unnamed way, from Penn avenue to Shakespeare street."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 9, 1939.

Approved October 13, 1939.

Ordinance Book 50, Page 295.

No. 554

AN ORDINANCE—Providing for the letting of a contract or contracts

for the furnishing of Rugs, Beds and One Dental X-Ray Unit for the Pittsburgh City Home and Hospitals and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Rugs at a cost not to exceed the sum of \$1,550.00; Beds at a cost not to exceed the sum of \$600.00 and One Dental X-Ray Unit at a cost not to exceed the sum of \$900.00 for the Pittsburgh City Home and Hospitals, Mayview, Pa., in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and Ordinances of Council in such cases made and provided; the amounts set forth above to be chargeable to and payable from Code Account No. 1290-15, Pittsburgh City Home and Hospitals.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 9, 1939.

Approved October 13, 1939.

Ordinance Book 50, Page 295.

No. 555

AN ORDINANCE—Approving the "MARY H. MAURY PLAN NO. 1" Plan of Lots, in the Twenty-sixth Ward of the City of Pittsburgh, laid out by Mary H. Maury; accepting the dedication of EAST LANE, SOUTH SIDE AVENUE and SHIRLS STREET, as shown thereon, for public use for highway purposes; opening and naming the same, and establishing the grades thereon.

WHEREAS, Mary H. Maury, the owner of certain property in the Twenty-sixth Ward of the City of Pittsburgh, laid

out in a plan of lots called "MARY H. MAURY PLAN NO. 1," has located certain highways thereon, and executed a deed of dedication on said plan for all ground covered by the said highways, to the City of Pittsburgh, for public use for highway purposes, and has released the said City from any liability for damages occasioned by the physical grading of the said highways to the grade hereinafter established; THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the "MARY H. MAURY PLAN NO. 1" Plan of Lots, situate in the Twenty-sixth Ward of the City of Pittsburgh, laid out by Mary H. Maury, in February, 1939, be and the same is hereby approved, and EAST LANE, SOUTH SIDE AVENUE and SHIRLS STREET, as located and dedicated in said plan are hereby accepted.

Section 2. The highways as aforesaid dedicated to said City for public highway purposes shall be and the same are hereby appropriated and opened as public highways and named "EAST LANE, SOUTH SIDE AVENUE" and "SHIRLS STREET."

Section 3. The grades on EAST LANE, SOUTH SIDE AVENUE and SHIRLS STREET, laid out and dedicated in the "MARY H. MAURY PLAN NO. 1" Plan of Lots, are hereby established as described in Ordinance No. 484, approved September 14, 1939, and recorded in Ordinance Book Volume 50, page 238.

Section 4. The Department of Public Works is hereby authorized and directed to enter upon, take possession of and appropriate the said EAST LANE, SOUTH SIDE AVENUE and SHIRLS STREET for public highways, in conformity with the provisions of this Ordinance.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 9, 1939.

Approved October 13, 1939.

Ordinance Book 50, Page 296.

No. 556

AN ORDINANCE—Widening Milan avenue, in the Thirty-second Ward of the City of Pittsburgh, from Alwyn street to the westerly plan line of "Milan Terrace" and from the easterly plan line of "Milan Terrace" to Witt street and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Milan avenue (formerly Belmont avenue), Thirty-Second Ward of the City of Pittsburgh, from Alwyn street (formerly Bronx avenue) to the westerly plan line of "Milan Terrace" and from the easterly plan line of "Milan Terrace" to Witt street be and the same is hereby widened to a width of 50 feet by taking, for public use for highway purposes, a strip of property 20 feet wide along the northerly line of Milan avenue from the extended westerly line of Alwyn street to the westerly plan line of "Milan Terrace" and from the easterly plan line of "Milan Terrace" to the extended easterly line of Witt street.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Milan avenue in the 32nd Ward of the City of Pittsburgh, from Alwyn street to the plan of "Milan Terrace" and from the plan line of "Milan Terrace" to Witt street to be widened in conformity with the provisions of Section 1 of this ordinance.

Section 3. The costs, damages and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 9, 1939.

Approved October 13, 1939.

Ordinance Book 50, Page 296.

No. 557

AN ORDINANCE—Vacating a portion of REED STREET, at the intersection of Elmore street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a portion of REED STREET, at the intersection of Elmore street, be and the same is hereby vacated according to the following description, to wit:

Beginning at the intersection of the southerly line of REED STREET with the extension of the westerly line of Elmore street; thence along the extension of the westerly line of Elmore street, North 28° 58' 41" West, 3.38 feet; thence South 54° 33' East, 3.75 feet to the southerly line of Reed street; thence along the southerly line of Reed street, South 60° 57' 27" West, 1.62 feet, to the place of beginning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 9, 1939.

Approved October 13, 1939.

Ordinance Book 50, Page 297.

No. 558

AN ORDINANCE — Amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E15, by changing from an "A" Residence District to a Commercial District all that certain property fronting on southerly side of Centre avenue extending 55 feet westwardly from the line of the Commercial District west of Morgan street and having a uniform depth of 80 feet.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended by changing the Zone Map, Sheet Z—N10—E15, so as to change from an "A" Residence (U-4)

District to a Commercial (U-3) District all that certain property fronting on southerly side of Centre avenue extending 55 feet westwardly from the line of the Commercial District west of Morgan street and having a uniform depth of 80 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 9, 1939.

Approved October 13, 1939.

Ordinance Book 50, Page 298.

No. 559

AN ORDINANCE—Accepting the offer of the United States of America to amend the grant offer accepted by Ordinance No. 589, approved December 15, 1938, for Docket No. Pa. 1634-F, and agreeing to the terms thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the offer of the United States of America to the City of Pittsburgh, State of Pennsylvania, to amend the grant offer accepted by Ordinance No. 589, approved December 15, 1938, for Docket No. Pa. 1634-F, a copy of which amendment reads as follows:

P. W. 92122-2

FEDERAL WORKS AGENCY
PUBLIC WORKS ADMINISTRATION
Washington, D. C.
Dated: Oct. 5, 1939.
Docket No. Pa. 1634-F

City of Pittsburgh
Pittsburgh, Allegheny County,
Pennsylvania

The United States of America hereby offers to amend the contract created by the acceptance by the City of Pittsburgh, Pennsylvania, on December 20, 1938, of the Offer made by the United States of America and dated December 8, 1938, (1) by striking out, in Line 10 of Paragraph 1 of said Offer, the figures "\$282,105" and inserting in lieu thereof the figures "\$350,190"; (2) by striking out Paragraph 2 of said Offer and inserting in lieu thereof a paragraph to

read as follows: "2. By acceptance of this Offer the Applicant covenants to complete the Project with all practicable dispatch, and in any event by June 15, 1940."; and (3) by adding to said Offer a new Paragraph to be numbered 5 and to read as follows:

"5. This Offer is subject to the special condition that the time for the completion of the Project will not be extended beyond June 15, 1940, and that in determining the cost of the Project for the purpose of computing the amount of the grant the cost of any work done or performed subsequent to such date will be excluded."

UNITED STATES OF AMERICA
Federal Works Administrator.
By (s) E. W. CLARK,
Acting Commissioner of
Public Works.

be and the same is hereby in all respects accepted.

Section 2. That the City of Pittsburgh agrees to abide by all the terms and conditions of said amended offer, including the terms and conditions annexed thereto and made a part thereof.

Section 3. That the Mayor be and he is hereby authorized and directed forthwith to send to the Federal Works Agency, Public Works Administration, three (3) certified copies of this ordinance and such further documents or proofs in connection with the acceptance of said amended offer as may be requested by the Federal Works Agency, Public Works Administration.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 16, 1939.

Approved October 18, 1939.

Ordinance Book 50, Page 298.

No. 560

AN ORDINANCE—Amending portions of Section 1 of Ordinance No. 410, approved August 14, 1939, entitled "An Ordinance appropriating and setting aside the aggregate amount of \$748,594.52, for the payment of the cost for improvements to the public highway, bridge and viaduct, sewerage, drainage, water, park and recreation systems of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States.", as amended and supplemented.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the portions of Section 1 of Ordinance No. 410, approved August 14, 1939, entitled "An Ordinance appropriating and setting aside the aggregate amount of \$748,594.52, for the payment of the cost for improvements to the public highway, bridge and viaduct, sewerage, drainage, water, park and recreation systems of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States.", as amended and supplemented, which reads:*

Pa. Docket No.		Cost of Construction and of Acquisition		Engineering and Other Necessary Expenses	Total
		of or Damage to Property or Property Rights			
"1590	Sewerage systems in Four Mile Run, Negley Run Drainage Basins, Homewood Avenue and Fifth Avenue.....	\$156,194.00	\$.....		\$156,194.00
1967	Wilmot Street Bridge..... shall be amended to read:	63,655.00	-----		63,655.00"
"1590	Sewerage systems in Four Mile Run, Negley Run Drainage Basins, Homewood Avenue and Fifth Avenue.....	\$141,194.00	\$15,000.00		\$156,194.00
1967	Wilmot Street Bridge	58,855.00	5,000.00		63,655.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 16, 1939.

Approved October 18, 1939.

Ordinance Book 50, Page 299.

No. 561

AN ORDINANCE—Amending portions of Section I of Ordinance No. 403, approved September 10, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes," as amended and supplemented.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the portions of Section I of Ordinance No. 403, approved September 10, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes," as amended and supplemented, which reads:*

Docket No.	Cost of Construction and of Acquisition of or Damage to Property or Property Rights		Engineering and Other Necessary Expenses	Total
"1968	Rising Water Main from Brilliant Pumping Station, New Water Main on Second Avenue and South Side Water Lines.....	\$284,486.00	\$15,000.00	\$299,486.00
1970	Sewerage System in the Bates Street and the Columbus Avenue Basins.....	295,100.00	9,000.00	304,100.00"
shall be amended to read:				
"1968	Rising Water Main from Brilliant Pumping Station, New Water Main on Second Avenue and South Side Water Lines.....	\$284,486.00	\$18,000.00	\$302,486.00
1970	Sewerage System in the Bates Street and the Columbus Avenue Basins.....	305,100.00	9,000.00	314,100.00"

Section 2.—That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 16, 1939.

Approved October 18, 1939.

Ordinance Book 50, Page 300.

No. 562

AN ORDINANCE—Setting aside the aggregate amount of \$200.00 from Emergency Appropriation No. 1290, for the payment of the cost of Supplies by the Department of Public Welfare for the balance of the year 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

the following amount be set aside from Emergency Appropriation No. 1290, Department of Public Welfare, as follows:
1290-22 Supplies -----\$200.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 16, 1939.

Approved October 18, 1939.

Ordinance Book 50, Page 301.

No. 563

AN ORDINANCE—Amending Section 1 of Ordinance No. 83, approved February 10, 1938, entitled, "An Ordinance providing for a contract or contracts for remodeling and reconstruction of No. 11 Engine House, situate at Ninth and Bingham streets in the 17th Ward of the City of Pittsburgh in an amount not exceeding Twelve Thousand (\$12,000.00) Dollars, and for the payment of the cost thereof."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 1 of Ordinance No. 83, approved February 10, 1938, entitled, "An ordinance providing for a contract or contracts for remodeling and reconstruction of No. 11 Engine House, situate at Ninth and Bingham streets in the 17th Ward of the City of Pittsburgh in an amount not exceeding Twelve Thousand (\$12,000.00) Dollars, and for the payment of the cost thereof," shall be and the same is hereby amended to read, "That the Mayor and the Director of the Department of Lands and Buildings shall be and they are hereby authorized and directed to requisition for supplies, materials and equipment, and to employ Carpenters—\$12.00 per day, Plumbers—\$13.60 per day, Steamfitters—\$13.60 per day, Bricklayers—\$14.00 per day, Electricians—\$13.20 per day, Composition Roofers \$12.00 per day, Sheet Metal Workers—\$12.00 per day, and Laborers at \$6.40 per day as required, for the remodeling and reconstruction of No. 11 Engine House, situate at Ninth and Bingham Streets in the 17th Ward, City of Pittsburgh."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and

the same is hereby repealed so far as the same affects this Ordinance.

Passed October 16, 1939.

Approved October 18, 1939.

Ordinance Book 50, Page 301.

No. 564

AN ORDINANCE—Amending and supplementing Section 1 of Ordinance No. 411, approved August 14, 1939, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Works Agency, Public Works Administration projects, for certain improvements to the public highway, sewerage, drainage, bridge and viaducts, park and recreation systems of the City of Pittsburgh, in the Department of Public Works and providing for the payment of the cost thereof from funds otherwise appropriated therefor," as amended and supplemented.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 1 of Ordinance No. 411, approved August 14, 1939, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Works Agency, Public Works Administration projects, for certain improvements to the public highway, sewerage, drainage, bridge and viaduct, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the cost thereof from funds otherwise appropriated therefor," as amended and supplemented, shall be amended and supplemented in the following manner:

the portion thereof which reads:

"Rhine Street, from Itin Street to a point about 208 feet south of Buente Street ----- \$40,000.00"

shall be amended to read:

"Rhine Street, from Itin Street to a point about 208 feet south of Buente Street and the following improvements to streets affected thereby:—regarding repaving, recurbing and otherwise improving of:

ITIN Street—from Rhine Street to a point about 20 feet westwardly therefrom.

HASLAGE Avenue—from Rhine Street to a point about 135 feet westwardly therefrom.

YETTA Avenue—from Rhine Street to a point about 175 feet westwardly therefrom.

WALZ Street—from Rhine Street to a point about 80 feet eastwardly therefrom.

STEINE Street—from Rhine Street to a point about 50 feet westwardly therefrom.

WOESSNER Avenue — from Rhine Street to a point about 40 feet westwardly therefrom.
and the regrading of:

"Zang Way, from Rhine Street to a point about 50 feet westwardly therefrom ----- \$ 40,000.00"

The following lines shall be added to said Section I:

under the heading of:

CONSTRUCTION OF RELIEF SEWERS

"1970—Columbus Avenue Drainage Basin Section III —from existing sewer on Charles Street at Kenn Street to the existing sewer on Brightbridge Street at a point about 60 feet southwest of Charles Street.----\$140,000.00"

also under the heading of:

GRADING, REGRADING, PAVING, REPAVING, CURBING, RECURBING, WIDENING AND otherwise improving Streets, Avenues and Boulevards.

"2193—Hill Road, from Washington Boulevard to the first angle southwardly therefrom ----- \$ 85,000.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 16, 1939.

Approved October 18, 1939.

Ordinance Book 50, Page 302.

No. 565

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing of Office Equipment for the Pittsburgh City Home and Hospitals, Mayview, Pa. and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Office Equipment at a cost not to exceed the sum of \$800.00 for the Pittsburgh City home and Hospitals at Mayview, Pa., in accordance with an Act of Assembly entitled, "An Act for the government of cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1290-15, Pittsburgh City Home and Hospitals.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 16, 1939.

Approved October 18, 1939.

Ordinance Book 50, Page 303.

No. 566

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of Restraint Wristlets for the Pittsburgh City Home and Hospitals and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of 60 pair Restraint Wristlets at a cost not to exceed the sum of \$700.00 for the Pittsburgh City Home and Hospitals, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1290-15, Pgh. City Home and Hospitals.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 16, 1939.

Approved October 18, 1939.

Ordinance Book 50, Page 303.

No. 567

AN ORDINANCE—Authorizing the issuance of warrants in favor of Ben Construction Company for \$109.45 and Henry Butch for \$2,341.45 in payment for extra work on contracts in connection with P. W. A. projects for the benefit of the City without previous authority of Law.

WHEREAS, Extra work was done on contracts in connection with P. W. A. projects for the benefit of the City without previous authority of Law, and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for payment of extra work done on contracts for the benefit of the City without previous authority of Law, Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in*

favor of the following in payment for extra work done on contracts listed below in connection with P. W. A. projects for the benefit of the City and to charge same to the code accounts designated.

Contractor—Ben Construction Company,
\$109.45, Code Account No.
136-8.

Project— Bedford Avenue Repaving.
Docket— Pa. 1816-F, Contract No. 18.
Controller's Contract No. 7642.
Account No. 136-8.

Project— Capital Avenue Repaving.
Docket— Pa. 1816-F, Contract No. 10.
Controller's Contract No. 7540.
Contractor—Henry Butch, \$2,341.45, Code
Controller's Contract No. 7540.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 16, 1939.

Approved October 18, 1939.

Ordinance Book 50, Page 304.

No. 568

AN ORDINANCE—Consenting to the incorporation of the Buhl Planetarium and Institute of Popular Science as a non-profit corporation; consenting to the assignment of the Lease dated July 20, 1937, between the City of Pittsburgh and the Board of Managers of the Buhl Foundation, to said non-profit corporation, and providing for the terms and conditions of said assignment.

WHEREAS, by Ordinance No. 161, approved May 10, 1937, the City of Pittsburgh authorized the execution of a Lease-Agreement on July 20, 1937, wherein the City of Pittsburgh leased to the Board of Managers of the Buhl Foundation certain ground situate in the Twenty-second Ward, for the purpose of erecting thereon certain buildings to be utilized as a Planetarium and Institute of Popular Science; and,

WHEREAS, pursuant to the terms of said Lease-Agreement Council by Ordinance No. 161, approved May 10, 1937, designated the Honorable Cornelius D. Scully, Mayor, and George E. Evans,

Councilman, as representatives of the City on the Board of Trustees of the Buhl Planetarium; and,

WHEREAS, said Lease-Agreement provides in Paragraph 7 that the Buhl Foundation shall have the right to assign said Lease, subject to the approval of the City of Pittsburgh, to a non-profit corporation, incorporated under the laws of the Commonwealth of Pennsylvania, which corporation shall enjoy all the rights and be subject to all the liabilities of the Buhl Foundation under the Lease-Agreement; and,

WHEREAS, the Board of Managers desires to incorporate as a non-profit corporation under the name of the Buhl Planetarium and Institute of Popular Science for the purpose of operating a planetarium and other educational facilities contained therein, said non-profit corporation to accept an assignment from the Board of Managers of the Buhl Foundation of the Lease subsisting between it and the City of Pittsburgh and,

WHEREAS, the City of Pittsburgh approves and consents to the formation of a non-profit corporation for the purposes hereinabove outlined and to the assignment of said Lease; now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the City of Pittsburgh hereby consents to the formation of a non-profit corporation to be known as the Buhl Planetarium and Institute of Popular Science, to be incorporated under the laws of the Commonwealth of Pennsylvania, and does hereby consent to the assignment of the Lease now subsisting between it and the Board of Managers of the Buhl Foundation, dated July 20, 1937, to the said Buhl Planetarium and Institute of Popular Science, a non-profit corporation, subject to all the rights and liabilities of the Buhl Foundation under the Lease-Agreement.*

Section 2. The Articles of Incorporation shall provide that the Mayor and member of Council chosen by that Body as its representative shall be on the Board of Trustees of the Buhl Planetarium and Institute of Popular Science.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the

same is hereby repealed, so far as the same affects this Ordinance.

Passed October 16, 1939.

Approved October 18, 1939.

Ordinance Book 50, Page 304.

No. 569

AN ORDINANCE—Amending Section 1 of Ordinance No. 181, approved June 27, 1935, entitled "An Ordinance to provide for the licensing, by the City Treasurer, of vending slot machines and other lawful devices designed and used for amusement and entertainment, after application to, and investigation by, the Bureau of Police."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Section 1 of Ordinance No. 181, approved June 27, 1935, entitled "An Ordinance to provide for the licensing, by the City Treasurer, of vending slot machines and other lawful devices designed and used for amusement and entertainment, after application to, and investigation by, the Bureau of Police," be and the same is hereby amended to read as follows:*

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That from and after the passage of this ordinance the City Treasurer is hereby authorized and empowered to issue a license or licenses to any person or persons, firm or corporation for the use or operation, in any place or location, or within any building, whatsoever, within the City of Pittsburgh, of a vending slot machine wherein any coin is inserted, thereby producing therefrom a certain and uniform return in value for the coin so deposited, such as a piece or package of confectionery, article of toilet, (except sanitary napkins); card or picture, or other designated article which said vending slot machine is specifically manufactured to lawfully produce. These provisions as to regulations and charges relative to licenses*

shall not apply to the use and operation of machines or apparatus designed and used and operated solely as games for amusement and entertainment. No person not a citizen of the United States shall be granted a license for the use or operation of any slot machine.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 16, 1939.

Approved October 18, 1939.

Ordinance Book 50, Page 305.

No. 570

AN ORDINANCE—Providing for the licensing of mechanical devices for the playing of games and amusement in the City of Pittsburgh, and providing penalties for the violation thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* no person or persons, firm or corporation, shall at any time have in its or their possession within the City of Pittsburgh any mechanical device, machine or apparatus whatsoever for the playing of games and amusement, said mechanical devices, etc., being commonly known as "pin ball" machines, upon which baseball, football and other games are played, through the insertion therein of a coin or any other metal disc, slug or token whatsoever, without first having procured a license therefor as hereinafter provided in this Ordinance.

Section 2. Any person or persons, firm or corporation, desiring to procure a license as provided in Section 1 of this Ordinance, shall apply therefor in writing to the City Treasurer. Said application shall set forth the name or names, the residence or residences of the person or persons, firm or corporation, so applying, together with the present and previous occupation of the applicant or applicants and the length of residence at the present and at the previous place of residence; the name of the owner of the premises upon

which the aforesaid machines are to be used and installed, and if the owner of the premises is not the applicant, then the applicant shall set forth the length of time for which the premises has been leased and whether applicant is a citizen of the United States. The application shall also set forth the manufacture and nature of the machines to be installed and used.

Section 3. The information required in Section 2 hereof shall be furnished over the signature of the applicant or applicants and shall be made under oath or affirmation.

Section 4. No license shall be granted until a period of seven (7) days shall have elapsed from the date of application, during which time he may, at his discretion, investigate the facts set forth in the application, and no license shall be granted to any person not a citizen of the United States.

Section 5. Nothing in this ordinance shall in any way be construed to authorize, license or permit any gambling devices whatsoever, or any mechanism that has been judicially determined to be a gambling device, or in any way contrary to law, or that may be contrary to any future laws of the Commonwealth of Pennsylvania.

Section 6. No license shall issue until an annual fee therefor shall have been paid to the City Treasurer in the sum of \$25.00 for each and every device so installed and used, under the terms of this Ordinance, in the City of Pittsburgh, which amount paid as aforesaid shall be a license fee until December 31st of each year. However, should any such device be installed after July 1st of any year, and application therefor be made after said date, then in such event the license fee for that particular year shall be the sum of \$15.00 to December 31st.

Section 7. Upon the payment of the license fee provided by this Ordinance, the City Treasurer shall issue a metal disc or plate setting forth the number of the license for each machine so licensed, which said disc or plate shall be attached and fastened to the respective machine or device so that the same may be clearly observable and readable.

Section 8. Any person or persons, firm or corporation, violating any of

the provisions of this Ordinance, shall be fined a sum not in excess of \$50.00 for each and every offense, and in default of the same shall be committed to the Allegheny County Jail for a period of not more than thirty (30) days, at the discretion of the committing magistrate. Each and every day that machine or device, under the terms of this Ordinance, shall be operated and used in violation thereof, shall constitute a separate and distinct offense under this Ordinance and shall be subject to separate and distinct penalties thereunder.

Section 9. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 16, 1939.

Approved October 18, 1939.

Ordinance Book 50, Page 306.

No. 571

AN ORDINANCE—Granting unto the West Penn Securities Department, Inc., of Pittsburgh, Pa., the right and privilege to construct, maintain, use and operate a cellar door entrance in the southerly sidewalk of First avenue, First Ward.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* The West Penn Securities Department, Inc., of Pittsburgh, Pa., is hereby given the right, privilege and authority to construct, maintain, use and operate at their own cost and expense, a cellar door entrance adjoining their property in the southerly sidewalk of First avenue, First Ward, and located as follows, to-wit:

Beginning at a point on the southerly line of First avenue distant 44 feet 11 inches eastwardly from the easterly line of Wood street, thence extending eastwardly along the southerly line of First avenue, 4 feet 8 inches to a point; thence deflecting to the left 90° 0' 0" in a northerly direction a distance of 4.00 feet to a point; thence deflecting to the left 90° 0' 0" in a westerly di-

rection a distance of 4 feet 8 inches to a point; thence deflecting 90° 0' 0" in a southerly direction a distance of 4.00 feet to the southerly line of First avenue the place of beginning. Said cellar door to be constructed according to the provisions of this Ordinance and in accord with the plan identified as proposed cellar door entrance for the West Penn Securities Department, Inc., of Pittsburgh, Pa., said plan being filed in the office of the Division of Public Utilities, Bureau of Engineering, Department of Public Works and known as Accession B1485.

Section 2. Prior to the beginning of the construction of said cellar door, the West Penn Securities Department, Inc., shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans in triplicate, showing the location and all details for the construction of the cellar door. Said plans and all work done in conjunction with the construction of said cellar door entrance shall be subject to the approval of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers and supervision over City streets, and also to Ordinances of said City relating thereto and to the provisions of any general Ordinances, which have been or may hereafter be passed relating to the construction, maintenance and use of cellar door entrances on City streets and compensation for same.

Section 4. The said West Penn Securities Department, Inc., shall bear the full cost and expense of the repaving and repair of any street pavement damaged, repair of sewers, water lines and other surface and sub-surface structures, which may be in any way damaged or disturbed by reason of the construction, maintenance, use and operation of said cellar door entrance, all of the work including the repaving or repairing of any portion of the street damaged, shall be done in the manner and at such times as the Director may order and shall be subject to his approval.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that

the City of Pittsburgh, without liability, reserves the right to cause the removal of the said cellar door entrance upon giving to the West Penn Securities Department, Inc., at least six (6) months written notice from the proper officers of the City pursuant to a resolution or ordinance of Council to the West Penn Securities Department, Inc., and that the said West Penn Securities Department, Inc., when so notified, shall, at or before the expiration of the said six months, remove the said cellar door entrance and replace the street in its original condition at its own expense.

Section 6. The said West Penn Securities Department, Inc., shall assume any and all liability and shall save the City of Pittsburgh harmless from and against, against all damages to persons or property, including the street and sub-surface structures therein caused by or arising out of the construction, maintenance, use and operation of said cellar door entrance, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the condition that this Ordinance shall become null and void unless within thirty (30) days after its enactment by Council and approval by the Mayor, the said West Penn Securities Department, Inc., shall file with the proper officers of the City of Pittsburgh their certificate of acceptance, accepting the provisions of this Ordinance.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 16, 1939.

Approved October 18, 1939.

Ordinance Book 50, Page 307.

No. 572

AN ORDINANCE—Creating and establishing three positions in the Department of City Treasurer and one position in the Bureau of Traffic Planning, Department of Public Safety, re-

quired for work in connection with the collection of monies from parking meters and for the repair and maintenance of same, and fixing the rate of compensation thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the following positions in the Department of City Treasurer and the Bureau of Traffic Planning, Department of Public Safety, shall be and the same are created and established for work in connection with the collection of monies from parking meters and for the repair and maintenance of same, and the City Treasurer and the Director of Department of Public Safety are hereby authorized to fill such positions in the manner prescribed by law as follows:

Department of City Treasurer:

One Parking Meter Cashier at the rate of \$2,000.00 per annum.

One Assistant Parking Meter Cashier at the rate of \$1,800.00 per annum.

Bureau of Traffic Planning, Department of Public Safety:

One Parking Meter Repairman at the rate of \$1,800.00 per annum.

The salaries of the above named positions shall be payable from "Parking Meter Special and Trust Fund," established by Ordinance No. 518, approved November 9, 1938.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 23, 1939.

Approved October 25, 1939.

Ordinance Book 50, Page 309.

No. 573

AN ORDINANCE—Creating a temporary position of Inspector in the Department of Public Works for inspection of Furnace brick work construction for the proposed Municipal Incinerating Plant; fixing the rate of compensation therefor and providing for payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council*

assembled, and it is hereby ordained and enacted by the authority of the same, That the Director of the Department of Public Works is hereby authorized and empowered to temporarily employ an Inspector for inspection of Furnace brick work construction for the proposed Municipal Incinerating Plant, at a salary not exceeding \$2,400.00 per annum, chargeable to and payable from Bond Fund 119, Incinerator Bonds, 1935.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 23, 1939.

Approved October 25, 1939.

Ordinance Book 50, Page 309.

No. 574

AN ORDINANCE—Creating and establishing the position of Temporary Electric Wiring Inspector in the Bureau of Building Inspection, and two Temporary Examiners and one Temporary Typist in the Dept. of Supplies, and fixing the compensation thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the position of Temporary Electric Wiring Inspector in the Bureau of Building Inspection shall be and the same is hereby created and established for a period dating from the passage of this ordinance to December 31, 1939, compensation therefor to be at the rate of \$215.83 per month, payable from Code Account No. 1481 A-1, Salaries, Regular Employees.*

Section 2. That the following positions in the Department of Supplies shall be and the same are hereby created and established for a period not exceeding three weeks:

Two temporary Examiners at the rate of \$150.00 each per month;

One temporary Typist at the rate of \$125.00 per month; compensation therefor to be payable from Code Account No. 1126, Salaries.

Section 3. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 23, 1939.

Approved October 25, 1939.

Ordinance Book 50, Page 310.

No. 575

AN ORDINANCE—Appropriating and setting aside the sum of \$41,363.70 from proceeds derived from grant of the Government of the United States, Docket No. 2154-F, for the purpose of paying for the reconstruction of and additions to the Leech Farm Hospital.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of \$41,363.70 be and is hereby appropriated and set aside from the proceeds derived from grant of the Government of the United States, Docket No. 2154-F, for the purpose of paying for the reconstruction of and additions to the Leech Farm Hospital.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 23, 1939.

Ordinance Book 50, Page 310.

Approved October 25, 1939.

No. 576

AN ORDINANCE—Appropriating and setting aside the sum of \$127,237.80 from proceeds derived from grant of the Government of the United States, Docket No. 2154-F, for the purpose of paying for the reconstruction of and additions to the Leech Farm Hospital.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of \$127,237.80 be and is hereby appropriated and set aside from the proceeds derived from grant of the Government of the United States,*

Docket No. 2154-F, for the purpose of paying for the reconstruction of and additions to the Leech Farm Hospital.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 23, 1939.

Approved October 25, 1939.

Ordinance Book 50, Page 311.

No. 577

AN ORDINANCE—Setting aside and appropriating the sum of \$4,095.00 from Bond Fund 138, Welfare Relief 1938, for the payment of salaries of certain employees in the Department of Public Welfare, and amending Section 2 of Ordinance No. 78, Series 1938, and Ordinance No. 237, Series 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of \$4,095.00 or so much thereof as may be necessary shall be and the same is hereby set aside and appropriated from Bond Fund 138, Welfare Relief 1938, for the payment of the salaries of the following positions in the Department of Public Welfare, in the amounts designated:*

2 Relief Investigators, authorized by Ordinance No. 237, approved May 10, 1939-----	\$1,650.00
1 Relief Investigator, authorized by Ordinance No. 78, approved Feb. 24, 1938-----	825.00
1 Stenographer-clerk, authorized by Ordinance No. 78, approved Feb. 24, 1938-----	795.00
1 Bookkeeper, authorized by Ordinance No. 78, approved Feb. 24, 1938-----	825.00
	<hr/> \$4,095.00

Section 2. That the portions of Section 2 of Ordinance No. 78, Series 1938, and Ordinance No. 237, Series 1939, which read:

"Bond Fund No. 126, Public Welfare Bonds 1935"

shall be and the same are hereby amended to read:

"Bond Fund No. 138, Welfare Relief Bonds 1938."

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 23, 1939.

Approved October 25, 1939.

Ordinance Book 50, Page 311.

No. 578

AN ORDINANCE—Amending Section 1 and the title of Ordinance No. 142, approved March 22, 1939, entitled—"An Ordinance providing for plumbing work at shelter house buildings in Riverview, McBride, West and Highland Parks, and for the payment of the cost thereof."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Ordinance No. 142, approved March 22, 1939, entitled—"An Ordinance providing for plumbing work at shelter house buildings in Riverview, McBride, West and Highland Parks, and for the payment of the cost thereof" shall be amended by inserting in Section 1 and the title thereof after the word "plumbing" where it appears therein the following:*

"and heating."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 23, 1939.

Approved October 25, 1939.

Ordinance Book 50, Page 312.

No. 579

AN ORDINANCE—Providing for contracts for the rental of construction equipment and motor trucks required for use on City improvements or other operations required to be done in the Department of Public Works, and providing for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to invite proposals and to award contracts for renting to the City of Pittsburgh, during the calendar year 1940, for use on improvements, on construction or reconstruction, on repairs, on maintenance, or on any other operations required to be done by City forces or by forces otherwise provided in the Department of Public Works, clam shell buckets, air compressors, cranes, rock drills, pavement breakers, pumps, road rollers, power saw rigs, gasoline shovels, tractors, concrete mixers, drill steel, pneumatic tampers, derricks, motor trucks, and any other construction plant and/or equipment which may be necessary for the proper performance of the work, including necessary operators therefor, together with all accessories and appurtenances thereto, and to enter into contracts therefor, in accordance with the laws and ordinances governing said City.*

Section 2. That the costs arising out of these rentals shall be and the same are hereby made payable from funds which have been or may be from time to time appropriated for improvements, for construction, for reconstruction, for repairs, for maintenance, or for other operations required to be done by City forces or by forces otherwise provided in the Department of Public Works, and the Mayor be and he is hereby authorized and directed to issue and the Controller to countersign warrants drawn on said funds in payment thereof.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 23, 1939.

Approved October 25, 1939.

Ordinance Book 50, Page 312.

No. 580

A^N ORDINANCE—Providing for the letting of a contract for the fur-

nishing and delivery of One Automobile Truck for the Department of City Planning, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of One Automobile Truck at a cost not to exceed the sum of \$1,000.00 for the Dept. of City Planning, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 132-33, Dept. of City Planning.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 23, 1939.

Approved October 25, 1939.

Ordinance Book 50, Page 313.

No. 581

A^N ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of One Automobile Coupe and One Trailer Mounted Spray Outfit for Frick Park, Department of Public Works, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of One Automobile Coupe at a cost not to exceed the sum*

of \$600.00 including the trade-in of one 1935 Chevrolet Pick-Up Truck and One Trailer Mounted Spray Outfit at a cost not to exceed the sum of \$1,200.00 for Frick Park, Department of Public Works, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and ordinances of Council in such cases made and provided, the amounts set forth above to be chargeable to and payable from Code Account FPTF, Dept. of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 23, 1939.

Approved October 25, 1939.

Ordinance Book 50, Page 314.

No. 582

AN ORDINANCE—Authorizing and empowering the Mayor and the Director of the Department of Public Safety to enter into agreements with the proper authorities of the cities, boroughs, townships, or other municipal subdivisions adjoining the City of Pittsburgh, or with other law enforcing agencies, relative to the joint use of traffic lights and signal devices, and determining the manner and cost, installation, maintenance and replacement of the same.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Safety be, and they are hereby authorized and empowered to enter into agreements with the proper authorities of cities, boroughs, townships, or other municipal subdivisions adjoining the City of Pittsburgh, or with other law enforcing agencies permitting the joint use by the City and such municipalities or law enforcing agencies of traffic lights and signal devices upon the following terms and conditions:

Section 2. Whenever it is deemed necessary by the proper authorities of the City and of such adjoining municipal or law enforcing agency to erect traffic lights or signal devices upon streets or at intersections, and it becomes necessary to erect and install parts of the traffic control system in the City and other parts of the same system in the adjoining municipality, the adjoining municipality or law enforcing agency shall install the entire traffic system, in accordance with plans and specifications approved by the proper officers of the City and at no expense to the City.

Section 3. After the installation of such traffic control system, the City will maintain, replace and provide electric current for the same during the useful life of the mechanical parts of the system, or so long as the same is adequate for traffic control.

Section 4. Whenever the mechanical parts of the system become worn out, obsolescent, or inadequate to properly control traffic, such municipality or law enforcing agency shall, at no expense to the City, replace the system with adequate mechanical materials for the proper control of traffic and when that has been done the City will continue the maintenance, replacement and furnishing of electrical current for the same, provided the new installation conforms to plans and specifications approved by the proper officers of the City.

Section 5. The City, through its proper officers, shall, at all times, have and maintain control of traffic and of the traffic signal devices at such streets or street intersections.

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 23, 1939.

Approved October 25, 1939.

Ordinance Book 50, Page 314.

No. 583

AN ORDINANCE—Supplementing Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City

of Pittsburgh, and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented, by establishing parking meter zones on certain streets and continuing the government of traffic therein by the use of parking meters.

WHEREAS, Section 17 of Ordinance No. 424, approved September 20, 1938, provides that, after the date the provisions of said Ordinance No. 424, approved September 20, 1938, shall become effective by the installation of parking meters, the same shall govern traffic in the zones as provided in said ordinance for a period of six months thereafter, within which time there shall be introduced into Council an ordinance or ordinances embodying such locations, or such of them as it may be desired to have continued in force and effect; and that such locations as are embodied in such ordinance or ordinances shall continue in full force and effect during such time as such ordinance or ordinances shall be pending; Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the following streets or portions of streets are hereby designated as parking meter zones:*

North side of Penn avenue from Negley avenue to Frankstown avenue;

South side of Penn avenue from Negley avenue to Shady avenue;

Both sides of Forbes street from McKee place to Bigelow boulevard;

East side of Smithfield street from Fourth avenue to Liberty avenue;

West side of Wood street from Sixth avenue to Third avenue;

Both sides of Federal street from North avenue to Stockton avenue;

South side of North Diamond street from East Diamond street to West Diamond street;

East side of West Diamond street from North Diamond street to South Diamond street;

North side of South Diamond street from West Diamond street to East Diamond street;

West side of East Diamond street from South Diamond street to North Diamond street.

Section 2. Traffic in said zones shall

be governed by the provisions of Ordinance No. 424, approved September 20, 1938, as amended by Ordinance No. 518, approved November 9, 1938, the provisions of which ordinances shall continue in full force and effect.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 23, 1939.

Approved October 25, 1939.

Ordinance Book 50, Page 315.

No. 584

AN ORDINANCE—Supplementing Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented, by adding certain specified streets or portions of streets to certain existing designated paragraphs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That paragraph (e) of Section 2 of Ordinance No. 335 entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented, which paragraph (e) has the following heading:*

"(e) The following streets or portions of streets in the Congested Area are hereby designated at 'Class AA' streets, upon which no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal, between the hours of 8:00 A.M. and 6:00 P. M., daily except Sunday." shall be and the same is hereby further supplemented by adding at the end thereof the following:

Third avenue between Grant street and Cherry way, northerly side:

Third avenue between Ferry street and Blockhouse way, northerly side.

Section 2. That paragraph (z) of Section 3 of said Ordinance, which paragraph (z) has the following heading:

"(z) Between the hours of 8:00 A. M. and 6:00 P. M., daily except Sunday, the following left turns shall be prohibited,"

shall be and the same is hereby further supplemented by adding at the end thereof the following:

From the north on Grant street to the east on the Boulevard of the Allies.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 23, 1939.

Approved October 25, 1939.

Ordinance Book 50, Page 316.

No. 585

A^N ORDINANCE — Amending Zoning

Ordinance No. 372, approved August 9, 1923, by changing the zone Map, 20th Ward, formerly Union Township, by extending (a) the Commercial District by including all that certain property, now classified "A" Residence and "B" Residence District, bounded by the line of the present Commercial District south of Hayson street; Banksville avenue; Potomac Avenue Connection as shown on the Grand Jury Plan of Banksville road and Mattern road as approved by the Allegheny County Commissioners, December 17, 1936; Banksville road as shown on said Grand Jury Plan; Potomac avenue; Dodds avenue; and, the southwesterly line of the Hawthorne Plan extended, (b) the Second Area District by including all that certain property, now classified First Area and Third Area District, bounded by Banksville road as shown in the aforesaid Grand Jury Plan; Banksville avenue; the line of the present Second Area District Dodds avenue; the southwesterly line of the Hawthorne Plan extended; a line parallel with and distant

100 feet eastwardly from Banksville road and Mattern road as shown in the aforementioned Grand Jury Plan; and, the line of the City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended by changing the Zone Map, 20th Ward, formerly Union Township, by extending (a) the Commercial (U-3) District so as to include all that certain property, now classified "A" Residence (U-4) and "B" Residence (U-5) District, bounded by the line of the present Commercial District south of Hayson street; Banksville avenue; Potomac Avenue Connection as shown on the Grand Jury Plan of Banksville road and Mattern road as approved by the Allegheny County Commissioners, December 17, 1936; Banksville road as shown on said Grand Jury Plan; Potomac avenue; Dodds avenue; and, the southwesterly line of the Hawthorne Plan extended, (b) the Second Area (A-2) District so as to include all that certain property, now classified First Area (A-1) and Third Area (A-3) District, bounded by Banksville road as shown in the aforesaid Grand Jury Plan; Banksville avenue; the line of the present Second Area District; Dodds avenue; the southwesterly line of the Hawthorne Plan extended; a line parallel with and distant 100 feet eastwardly from Banksville road and Mattern road as shown in the aforementioned Grand Jury Plan; and, the line of the City of Pittsburgh.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 23, 1939.

Approved October 25, 1939.

Ordinance Book 50, Page 316.

No. 586

A^N ORDINANCE — Amending Zoning

Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-O-E15, by extending the Commercial Dis-

district by including all that certain property now classified "A" Residence District, at the northeast corner of The Boulevard of the Allies and Ward street, having a frontage of 100 feet on The Boulevard of the Allies and 89.89 feet on Ward street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended by changing the Zone Map, Sheet Z—O—E15, by extending the Commercial (U-3) District so as to include all that certain property now classified "A" Residence (U-4) District, at the northeast corner of The Boulevard of the Allies and Ward street, having a frontage of 100 feet on The Boulevard of the Allies and 89.89 feet on Ward street.*

Section 2.—That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 23, 1939.

Approved October 25, 1939.

Ordinance Book 50, Page 317.

No. 587

AN ORDINANCE—Refixing the width and position of the easterly sidewalk and the roadway of THIRTY-SIXTH STREET, from Liberty avenue to Cabinet way, and providing for slopes, retaining wall and steps.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the easterly sidewalk and the roadway of THIRTY-SIXTH STREET, from Liberty avenue to Cabinet way, be and the same are hereby refixed as follows:*

The easterly sidewalk shall have a uniform width of 3.0 feet, the easterly line of which shall be parallel to and 4.0 feet westwardly from the easterly street line.

The roadway shall have an approximate width of 24.0 feet, lying between

the easterly sidewalk as above described and the present westerly sidewalk.

That portion of the street, being a strip 4.0 feet in width, lying between the above described easterly sidewalk and the easterly street line shall be used for slopes, retaining wall and steps.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 23, 1939.

Approved October 25, 1939.

Ordinance Book 50, Page 318.

No. 588

AN ORDINANCE — Establishing the opening grades on CAMELIA STREET, FAIRFIELD STREET, SIMONA DRIVE and PRICE WAY, as laid out and proposed to be dedicated as legally opened highways by STANTON HOMES, INC., in a plan of lots of its property in the Tenth Ward of the City of Pittsburgh named "HIGHLAND VILLAGE" PLAN NO. 1.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That upon the approval of "HIGHLAND VILLAGE" PLAN NO. 1, proposed to be laid out by STANTON HOMES, INC., the grades to which CAMELIA STREET, FAIRFIELD STREET, SIMONA DRIVE and PRICE WAY, as shown thereon shall be accepted as legally opened highways, shall be as hereinafter set forth:*

CAMELIA STREET

The grade of the center line shall begin on the easterly 10-foot curb line of Woodbine street, at an elevation of 1,051.08 feet; thence shall rise by a concave parabolic curve for a distance of 50.0 feet to a point of tangent, to an elevation of 1,052.75 feet; thence shall rise at the rate of 5.20% for a distance of 223.25 feet to a point of curve to an elevation of 1,064.36 feet; thence by a portion of a concave parabolic curve which would have a total length of 100.0 feet and an apex elevation of 1,066.96 feet for a distance of

81.34 feet to the easterly line of the plan, to an elevation of 1,069.47 feet.

FAIRFIELD STREET

The grade of the center line shall begin at the easterly 10-foot curb line of Woodbine street, at an elevation of 1,089.34 feet thence shall rise by a concave parabolic curve for a distance of 50.0 feet to a point of tangent, to an elevation of 1,091.40 feet; thence shall rise at the rate of 6.0% for a distance of 251.60 feet to a point of curve, to an elevation of 1,106.50 feet; thence to the middle point of a concave parabolic curve which would have a total length of 100.0 feet and an apex elevation of 1,109.50 feet for a distance of 50.0 feet to the easterly line of the plan, to an elevation of 1,108.15 feet.

SIMONA DRIVE

The grade of the center line shall begin at the center line of Camella street, at an elevation of 1,062.32 feet; thence shall rise at the rate of 4.04% for a distance of 50.0 feet to a point of curve, to an elevation of 1,064.34 feet; thence by a concave parabolic curve for a distance of 100.0 feet to a point of tangent, to an elevation of 1,070.55 feet; thence shall rise at the rate of 8.38% for a distance of 296.73 feet to a point of curve, to an elevation of 1,095.42 feet; thence by a convex parabolic curve for a distance of 100.0 feet to a point of tangent, to an elevation of 1,101.21 feet; thence shall rise at the rate of 3.20% for a distance of 106.0 feet to a point of curve, to an elevation of 1,104.60 feet; thence by a convex parabolic curve for a distance of 100.0 feet to a point of tangent, to an elevation of 1,102.45 feet; thence shall fall at the rate of 7.50% for a distance of 152.0 feet to the northerly line of the plan, to an elevation of 1,091.05 feet.

PRICE WAY

The grade of the center line shall begin at the easterly 10-foot curb line of Woodbine street, at an elevation of 1,059.27 feet; thence shall rise by a concave parabolic curve for a distance of 20.0 feet to a point of tangent to an elevation of 1,059.72 feet; thence shall rise at the rate of 4.50% for a distance of 333.83 feet to the easterly line of the plan, to an elevation of 1,074.74 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and

the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 23, 1939.

Approved October 25, 1939.

Ordinance Book 50, Page 318.

No. 589

AN ORDINANCE—Annuling and setting aside the location of Delaware lane from Whitridge street, formerly Wallace street, to its present westerly terminus, formerly Devilliers street.

WHEREAS, the Commissioners appointed by the Court of Quarter Sessions of Allegheny County, in conformity to an Act of General Assembly of the Commonwealth of Pennsylvania passed on the 1st day of March, 1837, entitled, "An Act supplementary to an Act to incorporate the City of Pittsburgh," submitted a plan of streets known as the City District, including inter alia Delaware lane from Whitridge street to Devilliers street, on the 6th day of June 1840, which plan is of record in the office of the Division of Surveys, in plan book marked "The Plan of Pittsburgh City District;" and

WHEREAS, The Court of Quarter Sessions of Allegheny County on the 17th day of July, 1843, approved certain sections of the said plan as submitted by the Commissioners for the City District, including inter alia the location of Delaware lane from Whitridge street to Devilliers street, at a width of thirty-three feet; and

WHEREAS, Delaware lane has not been opened or used as a public highway from Whitridge street to Devilliers street, and, in the judgement of the Council and the Mayor of the City, it appears to be the best interests of the City to remove the encumbrances upon the properties caused by the location of said street; therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That The location of Delaware lane from Whitridge street, formerly Wallace street, to its present westerly terminus, formerly Devilliers street, as shown in the said plans and approved by the said*

Court of Quarter Sessions, is hereby annulled and set aside.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 320.

No. 590

AN ORDINANCE—Vacating BATTALION WAY, from Wyandotte street to Alliquippa street.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all of the property fronting on BATTALION WAY, from Wyandotte street to Alliquippa street, in the Fourth Ward of the City of Pittsburgh have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That BATTALION WAY, from Wyandotte street to Alliquippa street, in the Fourth Ward of the City of Pittsburgh, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 320.

No. 591

AN ORDINANCE—Vacating WYANDOTTE STREET, from former Kirkpatrick street to Whitridge street.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all the property fronting on WYANDOTTE

STREET, from former Kirkpatrick street to Whitridge street, in the Fourth and Fifth Wards of the City of Pittsburgh, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That WYANDOTTE STREET, from former Kirkpatrick street to Whitridge street, in the Fourth and Fifth Wards of the City of Pittsburgh, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 321.

No. 592

AN ORDINANCE—Vacating HILLSIDE STREET and HILLSIDE WAY, from the westerly terminus of Hillside street, to a point 111.54 feet east of Whitridge street.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all the property fronting or abutting on the lines of HILLSIDE STREET and HILLSIDE WAY, from the westerly terminus of Hillside street to a point 111.54 feet east of Whitridge street, in the Fifth Ward of the City of Pittsburgh, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That HILLSIDE STREET and HILLSIDE WAY, from the westerly terminus of Hillside street, at the northerly terminus of Hillside street as vacated by Ordinance No. 71, approved May 3, 1901, to a point 111.54 feet east of the easterly line of*

Whitridge street, as measured along the Northerly line of Hillside way, being the dividing line between Lots Nos. 55 and 56 in the A. C. Watkins Plan of Lots No. 1, as recorded in the Recorder's Office of Allegheny County in Plan Book Volume 10, page 160, be and the same are hereby vacated.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 321.

No. 593

AN ORDINANCE — Vacating Moultrie street, in the Fourth and Fifth Wards of the City of Pittsburgh, from a point 38.48 feet north of Orr street to Desplane way.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all the property fronting or abutting on the lines of Moultrie street, between a point 38.48 feet north of Orr street to Desplane way, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Moultrie street, in the Fourth and Fifth Wards of the City of Pittsburgh, from a point 38.48 feet north of the north line of Orr street, being also 498.48 feet north of the north line of Fifth avenue, to the north line of Desplane way, shall be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 322.

No. 594

AN ORDINANCE — Vacating WADSWORTH STREET, from Soho street to a point 483.80 feet west of Robinson street.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all the property fronting or abutting on the lines of WADSWORTH STREET, from Soho street to a point 483.80 feet west of Robinson street, in the Fifth Ward of the City of Pittsburgh, have petitioned the Council of the City of Pittsburgh, to enact an ordinance for the vacation of the same NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That WADSWORTH STREET, from Soho street to a point 483.80 feet west of the westerly line of Robinson street, as measured along the northerly line of Wadsworth street, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 322.

No. 595

AN ORDINANCE — Vacating EMMETT STREET, from Soho street to Wadsworth street.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all the property fronting or abutting on the lines of EMMETT STREET, from Soho street to Wadsworth street, in the Fifth Ward of the City of Pittsburgh, have petitioned the Council of the City of Pittsburgh, to enact an ordinance for the vacation of the same: NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That EMMETT STREET, from Soho street to Wadsworth street, in the Fifth Ward of the City of Pittsburgh, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 323.

No. 596

A^N ORDINANCE — Vacating an UNNAMED 20-foot way, from Carrillo street to Robinson street, in the Fifth Ward of the City of Pittsburgh.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all the property fronting or abutting on the lines of an UNNAMED 20-foot way, from Carrillo street to Robinson street, in the Fifth Ward of the City of Pittsburgh, have petitioned the Council of the City of Pittsburgh, to enact an ordinance for the vacation of the same;

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That an UNNAMED 20-foot way, from Carrillo street to Robinson street, in the Fifth Ward of the City of Pittsburgh, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 323.

No. 597

A^N ORDINANCE — Vacating WHITRIDGE STREET, from Berthoud street to Wyandotte street.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all the property fronting on the lines of WHITRIDGE STREET, from Berthoud street to Wyandotte street, in the Fifth Ward of the City of Pittsburgh, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That WHITRIDGE STREET, from Berthoud street to Wyandotte street, in the Fifth Ward of the City of Pittsburgh, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 324.

No. 598

A^N ORDINANCE—Vacating ROBINSON STREET, from Berthoud street to Carrillo street.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all the property fronting on the lines of ROBINSON STREET, from Berthoud street to Carrillo street, in the Fifth Ward of the City of Pittsburgh, have petitioned the Council of the City of Pittsburgh, to enact an ordinance for the vacation of the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That ROBINSON STREET, from Berthoud street to that portion of Carrillo street extending eastwardly from Robinson street, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 324.

No. 599

AN ORDINANCE—Vacating CARRILLO STREET, from Whitridge street to Robinson street, in the Fifth Ward of the City of Pittsburgh.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all the property fronting or abutting on the lines of CARRILLO STREET, from Whitridge street to Robinson street, in the Fifth Ward of the City of Pittsburgh, have petitioned the Council of the City of Pittsburgh, to enact an ordinance for the vacation of the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That CARRILLO STREET, from Whitridge street to Robinson street, in the Fifth Ward of the City of Pittsburgh, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 325.

No. 600

AN ORDINANCE — Vacating ALLES WAY, from Whitridge street to Robinson street, in the Fifth Ward of the City of Pittsburgh.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all the property fronting or abutting on the lines of ALLES WAY, from Whitridge

street to Robinson street, in the Fifth Ward of the City of Pittsburgh, have petitioned the Council of the City of Pittsburgh, to enact an ordinance for the vacation of the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That ALLES WAY, from Whitridge street to Robinson street, in the Fifth Ward of the City of Pittsburgh, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 325.

No. 601

AN ORDINANCE—Vacating BURROWS STREET, from Mohawk street to a property line 30.23 feet north of the first angle north of Mohawk street.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all the property fronting on BURROWS STREET, from Mohawk street to a property line 30.23 feet north of the first angle north of Mohawk street, in the Fourth Ward of the City of Pittsburgh, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That BURROWS STREET, from Mohawk street to a property line 30.23 feet north of the first angle in the westerly line thereof north of Mohawk street, and 35.76 feet north of the first angle in the easterly line north of Mohawk street, in the Fourth Ward of the City of Pittsburgh, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 325.

No. 602

AN ORDINANCE — Vacating SOHO STREET, From a point 115.23 feet south of Reed street to a point 197.58 feet south of Wyandotte street.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all the property fronting on SOHO STREET, from a point 115.23 feet south of Reed street to a point 197.58 feet south of Wyandotte street, in the Fourth and Fifth Wards of the City of Pittsburgh, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That SOHO STREET, from a point 115.23 feet south of the southerly line of Reed street, as measured along the westerly line of Soho street, to a point 197.58 feet south of the southerly line of Wyandotte street, as measured along the westerly line of Soho street, in the Fourth and Fifth Wards of the City of Pittsburgh, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 326.

No. 603

AN ORDINANCE — Vacating STARK PLACE, from Wyandotte street to Wadsworth street.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all the property fronting on STARK PLACE, from Wyandotte street to Wadsworth street, in the Fifth Ward of the City of Pittsburgh, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That STARK PLACE, from Wyandotte street to Wadsworth street, in the Fifth Ward of the City of Pittsburgh, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 326.

No. 604

AN ORDINANCE—Vacating MOHAWK STREET, from a property line 177.65 feet west of Miami street to a property line 102.22 feet east of Burrows street.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all of the property fronting on MOHAWK STREET, from a property line 177.65 feet west of Miami street to a property line 102.22 feet east of Burrows street, in the Fourth Ward of the City of Pittsburgh, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That MOHAWK STREET, from a property line 177.65 feet west of the westerly line of Miami street, as measured along the northerly line of Mohawk street to a property line 102.22 feet east of the easterly line of Burrows street, as meas-*

ured along the northerly line of Mohawk street, in the Fourth Ward of the City of Pittsburgh, be and the same is hereby vacated.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 327.

No. 605

AN ORDINANCE — Vacating MIAMI STREET, from Emma street to Mohawk street.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all of the property fronting on MIAMI STREET, in the Fourth Ward of the City of Pittsburgh, from Emma street to Mohawk street, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That MIAMI STREET, in the Fourth Ward of the City of Pittsburgh, from Emma street to Mohawk street, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 327.

No. 606

AN ORDINANCE — Vacating TERRACE STREET from Miami street to Whitridge street.

WHEREAS, it appears by the petition and affidavit on file in the Office of the

City Clerk, that the owners of all of the property fronting on TERRACE STREET, in the Fourth Ward of the City of Pittsburgh, from Miami street to Whitridge street, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same, NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That TERRACE STREET, in the Fourth Ward of the City of Pittsburgh, from Miami street to Whitridge street, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 328.

No. 607

AN ORDINANCE — Vacating DUNBAR WAY from Miami street to Whitridge street.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all of the property fronting on DUNBAR WAY, in the Fourth Ward of the City of Pittsburgh, from Miami street to Whitridge street, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That DUNBAR WAY, in the Fourth Ward of the City of Pittsburgh, from Miami street to Whitridge street, be and the same is hereby vacated.*

Section 2.—That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 328.

No. 608

AN ORDINANCE—Vacating HILLSIDE STREET, from Wyandotte street to Gazzam street.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all of the property fronting on HILLSIDE STREET, in the Fourth Ward of the City of Pittsburgh, from Wyandotte street to Gazzam street, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; NOW THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That HILLSIDE STREET, in the Fourth Ward of the City of Pittsburgh, from Wyandotte street to Gazzam street, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 329.

No. 609

AN ORDINANCE — Vacating EMMA STREET, from Hillside street to Whitridge street.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all of the property fronting on EMMA STREET, in the Fourth Ward of the City of Pittsburgh, from Hillside street to Whitridge street, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That EMMA STREET, in the Fourth Ward of the City of Pittsburgh, from Hillside street to Whitridge street, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 329.

No. 610

AN ORDINANCE—Vacating ALLE-QUIPPA STREET from a point 533.74 feet west of the first angle west of Battallion way to Whitridge street.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all of the property fronting on ALLEQUIPPA STREET, in the Fourth Ward of the City of Pittsburgh, from a point 533.74' west of the first angle west of Battallion way to Whitridge street, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That ALLEQUIPPA STREET, in the Fourth Ward of the City of Pittsburgh, from a point 533.74 feet west of the first angle in the northerly line thereof west of Battallion way to Whitridge street, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 330.

No. 611

AN ORDINANCE — Vacating SAVILLA WAY, from Battallion way to Whitridge street.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all of the

property fronting SAVILLA WAY, in the Fourth Ward of the City of Pittsburgh, from Battallion way to Whitridge street, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That SAVILLA WAY, in the Fourth Ward of the City of Pittsburgh, from Battallion way to Whitridge street, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 330.

No. 612

AN ORDINANCE — Vacating an UNNAMED 40-foot street contiguous to the easterly line of Lot No. 422 in J. M. Gazzam's Revised Plan, from Mohawk street to a property line 101.68 feet southwardly therefrom.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all of the property fronting on an UNNAMED 40-foot street contiguous to the easterly line of Lot No. 422 in J. M. Gazzam's Revised Plan, from Mohawk street to a property line 101.68 feet southwardly therefrom, in the Fourth Ward of the City of Pittsburgh, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That an UNNAMED 40-foot street contiguous to the easterly line of Lot No. 422 in J. M. Gazzam's Revised Plan, as recorded in the Recorder's Office of Allegheny County in Plan Book Volume 4, pages 140 and 141, from Mohawk street to a property line 101.68 feet southwardly therefrom, as measured along*

the easterly line thereof, in the Fourth Ward of the City of Pittsburgh, be and the same is hereby vacated.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 330.

No. 613

AN ORDINANCE — Vacating an UNNAMED 5-FOOT WAY, lying 225.27 feet east of Hillside street and extending from Wyandotte street to Emma street, as laid out in J. M. Gazzam's Revised Plan.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all of the property fronting on an Unnamed 5-foot way, lying 225.27 feet east of Hillside street, in the Fourth Ward of the City of Pittsburgh, and extending from Wyandotte street to Emma street, as laid out in J. M. Gazzam's Revised Plan, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That an UNNAMED 5-FOOT WAY, in the Fourth Ward of the City of Pittsburgh, the westerly line of which is parallel to and 225.27 feet east of the easterly line of Hillside street and which extends from Wyandotte street to Emma street, as laid out in J. M. Gazzam's Revised Plan, of record in the Recorder's Office of Allegheny County, in Plan Book Volume 4, pages 140 and 141, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 331.

No. 614

AN ORDINANCE — Vacating an UN-
NAMED 5-FOOT WAY, lying be-
tween Lots Nos. 513 and 514 in J. M.
Gazzam's Revised Plan, and extending
from Gazzam Street to Allequippa street.

WHEREAS, it appears by the petition
and affidavit on file in the Office of the
City Clerk, that the owners of all of the
property fronting on an Unnamed 5-foot
way, in the Fourth Ward of the City
of Pittsburgh, lying between Lots Nos.
513 and 514 in J. M. Gazzam's Revised
Plan and extending from Gazzam street
to Allequippa street, have petitioned the
Council of the City of Pittsburgh to
enact an ordinance for the vacation of
the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted
by the City of Pittsburgh, in Council
assembled, and it is hereby ordained and
enacted by the authority of the same,* That
an UNNAMED 5-FOOT WAY, in the
Fourth Ward of the City of Pittsburgh,
lying between Lots Nos. 513 and 514
in J. M. Gazzam's Revised Plan of rec-
ord in the Recorder's Office of Alle-
gheny County, in Plan Book Volume 4,
pages 140 and 141, and extending from
Gazzam street to Allequippa street, the
easterly line of which is 325.85 feet
west of the first angle in the northerly
line of Allequippa street, west of Bat-
talion way, be and the same is hereby
vacated.

Section 2. That any Ordinance or
part of Ordinance, conflicting with the
provisions of this Ordinance, be and
the same is hereby repealed, so far
as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 332.

No. 615

AN ORDINANCE — Vacating GAZZAM
STREET from a point 164.88 feet
west of the first angle west of Hillside
street to Audley street.

WHEREAS, it appears by the petition
and affidavit on file in the Office of the
City Clerk, that the owners of all of the
property fronting on GAZZAM STREET,
in the Fourth Ward of the City of

Pittsburgh, from a point 164.88 feet
west of the first angle west of Hillside
street to Audley street, have petitioned
the Council of the City of Pittsburgh
to enact an ordinance for the vacation
of the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted
by the City of Pittsburgh, in Council
assembled, and it is hereby ordained and
enacted by the authority of the same,* That
GAZZAM STREET, in the Fourth Ward
of the City of Pittsburgh, from a point
164.88 feet west of the first angle west
of Hillside street, as measured along
the northerly line thereof, at the di-
viding line between Lots Nos. 559 and
560 in the J. M. Gazzam Revised Plan,
of record in the Recorder's Office of
Allegheny County, in Plan Book Vol-
ume 4, pages 140 and 141, to Audley
street, be and the same is hereby va-
cated.

Section 2. That any Ordinance or
part of Ordinance, conflicting with the
provisions of this Ordinance, be and
the same is hereby repealed, so far as
the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 332.

No. 616

AN ORDINANCE — Vacating PILOT
WAY, PUEBLO STREET, MALTA
WAY and ALVA WAY, all extending
from Mohawk street to Allequippa
street; OMAR STREET, from Pueblo
street to Miami street, and SUNBURY
WAY, from Alva street to Miami street,
all as laid out in the E. P. Jones Plan.

WHEREAS, it appears by the petition
and affidavit on file in the Office of the
City Clerk, that the owners of all of the
property fronting on PILOT WAY,
PUEBLO STREET, MALTA WAY and
ALVA WAY, all extending from Mohawk
street to Allequippa street, OMAR
STREET, from Pueblo street to Miami
street, and SUNBURY WAY, from Alva
street to Miami street, all as laid out
in the E. P. Jones Plan, in the Fourth
Ward of Pittsburgh, have petitioned the
Council of the City of Pittsburgh to
enact an ordinance for the vacation of
the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That PILOT WAY, PUEBLO STREET, MALTA WAY and ALVA WAY, all extending from Mohawk street to Allequippa street, OMAR STREET, from Pueblo street to Miami street, and SUNBURY WAY, from Alva street to Miami street, all as laid out in the E. P. Jones Plan, as recorded in the Recorder's Office of Allegheny County in Plan Book Volume 10, page 156, on November 19, 1890, be and the same are hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 333.

No. 617

AN ORDINANCE — Vacating GAZZAM WAY from Battallion way to its easterly terminus at a 20-foot Unnamed way, as laid out in the E. P. Jones Plan.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all of the property fronting on GAZZAM WAY, in the Fourth Ward of the City of Pittsburgh, from Battallion way to its easterly terminus at a 20-foot Unnamed way, as laid out in the E. P. Jones Plan, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That GAZZAM WAY, in the Fourth Ward of the City of Pittsburgh, from Battallion way to its easterly terminus at a 20-foot Unnamed way, as laid out in the E. P. Jones Plan, of record in the Recorder's Office of Allegheny County, in Plan Book Volume 10, page 156, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and

the same is hereby repealed so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 333.

No. 618

AN ORDINANCE — Vacating an UNNAMED Twenty (20') Foot WAY lying parallel to and 100.0 feet north of Terrace street and extending from Allequippa street to Whitridge street.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all of the property fronting on an UNNAMED Twenty (20') Foot WAY, in the Fourth Ward of the City of Pittsburgh, lying parallel to and 100' north of Terrace street and extending from Allequippa street to Whitridge street, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That an UNNAMED Twenty (20') Foot WAY, in the Fourth Ward of the City of Pittsburgh, the southerly line of which is a parallel to and 100 feet north of the northerly line of Terrace street, and extending from Allequippa street to Whitridge street, as laid out in the E. H. Watkins Park View Plan, of record in the Recorder's Office of Allegheny County, in Plan Book Vol. 10, page 172, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 334.

No. 619

AN ORDINANCE — Vacating ANDERSON STREET, BIDDLE STREET, an UN-

NAMED 24-foot WAY, parallel to and midway between Anderson and Biddle streets, and an UNNAMED 24-foot WAY, parallel to and 100.0 feet west of Biddle street, all extending from Allequippa street to Mohawk street, as laid out in the W. J. Anderson Plan.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all of the property fronting on ANDERSON STREET, BIDDLE STREET, an UNNAMED 24-foot WAY, parallel to and midway between Anderson street and Biddle street, and an UNNAMED 24-foot WAY, parallel to and 100.0 feet west of Biddle street, all extending from Allequippa street to Mohawk street, in the Fourth Ward of the City of Pittsburgh, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That ANDERSON STREET, BIDDLE STREET, an UNNAMED 24-foot WAY, parallel to and midway between Anderson street and Biddle street, and an UNNAMED 24-foot WAY, parallel to and 100.0 feet west of Biddle street, all extending from Allequippa street to Mohawk street, as laid out in the W. J. Anderson Plan, as recorded in the Recorder's Office of Allegheny County in Plan Book Volume 3, page 210, October 16, 1867, in the Fourth Ward of the City of Pittsburgh, be and the same are hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 334.

No. 620

AN ORDINANCE — Vacating HAVRE STREET, from Allequippa street to its southerly terminus at a property line 278.09 feet south of Dunbar way.

WHEREAS, it appears by the petition and affidavit on file in the Office of the

City Clerk, that the owners of all of the property fronting on HAVRE STREET, from Allequippa street to its southerly terminus at a property line 278.09 feet south of Dunbar way, in the Fourth Ward of the City of Pittsburgh, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That HAVRE STREET, from Allequippa street to its southerly terminus at the southerly line of the J. P. Bailey Plan, as recorded in the Recorder's Office of Allegheny County in Plan Book Volume 11, page 178, said southerly terminus being 278.09 feet southwardly along the easterly line of Havre street from the southerly line of Dunbar way, in the Fourth Ward of the City of Pittsburgh, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 335.

No. 621

AN ORDINANCE — Vacating an UNNAMED 20-FOOT WAY, bordering on the westerly line of Lot No. 112 in the E. P. Jones Plan, at a point 120 feet west of Whitridge street and extending from Emma street to Allequippa street.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all of the property fronting on an UNNAMED 20-FOOT WAY, in the Fourth Ward of the City of Pittsburgh, bordering on the westerly line of Lot No. 112 in the E. P. Jones Plan, at a point 120 feet west of Whitridge street and extending from Emma street to Allequippa street, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That an UNNAMED 20-FOOT WAY, in the Fourth Ward of the City of Pittsburgh, bordering on the westerly line of Lot No. 112 in the E. P. Jones Plan, of record in the Recorder's Office of Allegheny County, in Plan Book Volume 10, page 156; the easterly line of which is 120 feet west of the westerly line of Whitridge street, as measured along the northerly line of Allequippa street, and extending from Emma street to Allequippa street, be and the same is hereby vacated.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 335.

No. 622

AN ORDINANCE — Vacating WHITRIDGE STREET, from Terrace street to its southerly terminus at the southerly line of J. P. Bailey's Plan.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all of the property fronting on WHITRIDGE STREET, from Terrace street to its southerly terminus at the southerly line of J. P. Bailey's Plan, in the Fourth Ward of the City of Pittsburgh, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That WHITRIDGE STREET, from Terrace street to its southerly terminus at the southerly line of J. P. Bailey's Plan, as recorded in the Recorder's Office of Allegheny County, in Plan Book Volume 11, Page 178, said southerly terminus being 282.52 feet southwardly along the easterly line of Whitridge street from the southerly line of Dunbar way, in

the Fourth Ward of the City of Pittsburgh, be and the same is hereby vacated.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 336.

No. 623

AN ORDINANCE — Vacating WARING STREET, from Breckenridge street to Berthoud street; BERTHOUD STREET, from Eunice street to Whitridge street; ALLES STREET, from Eunice street to Whitridge street; EUNICE STREET, from Berthoud street to Whitridge street; an UNNAMED 10-foot Way, from Waring street to Berthoud street, and an UNNAMED 30-foot street, from Berthoud street to Alles street, all as laid out in the E. P. Jones Plan, as recorded in the Recorder's Office of Allegheny County in Plan Book Volume 10, page 165.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all of the property fronting or abutting on the lines of the streets hereinafter mentioned, between the terminals set forth herein, have petitioned the Council of the City of Pittsburgh, to enact an ordinance for the vacation of the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That WARING STREET, from Breckenridge street to Berthoud street (formerly Berthold street), BERTHOUD STREET (formerly Berthold street) from Eunice street (formerly Evans street) to Whitridge street (formerly Wallace street), ALLES STREET, from Eunice street to Whitridge street, EUNICE STREET (formerly Evans street) from Berthoud street to Whitridge street, an UNNAMED 30-foot street from Berthoud street to Alles street, all as laid out in the E. P. Jones Plan, as recorded in the Recorder's Office of Allegheny County

in Plan Book Volume 10, page 165, be and the same are hereby vacated.

Section 2.—That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 337.

No. 624

AN ORDINANCE—Amending Ordinance No. 184, approved April 1, 1939, entitled "An Ordinance authorizing the Pittsburgh Park and Playground Society to conduct Night Floral Exhibitions in Phipps Conservatory."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 1 of Ordinance No. 184, approved April 1, 1939, entitled "An Ordinance authorizing the Pittsburgh Park and Playground Society to conduct Night Floral Exhibitions in Phipps Conservatory" shall be and is hereby amended to read as follows:

The Advisory Committee on Conservatories is hereby given and granted the privilege to conduct Night Floral Exhibitions within the Phipps Conservatory Building in Schenley Park. said Exhibitions to be held at such times hereafter as said Advisory Committee on Conservatories may deem practical, subject, however, to the approval of the Director of the Department of Public Works, and said exhibitions to be given between the hours of 5:00 o'clock P. M. and 11:00 o'clock P. M., the single admission fee not to exceed One Dollar (\$1.00) for a preview of said exhibition and not to exceed Twenty-five Cents (25c) for exhibitions following thereafter during the evening hours, for a period of Five (5) Years, from and after the date of final enactment of this Ordinance.

Section 2 of said Ordinance shall be and is hereby amended to read as follows:

The said Advisory Committee on Conservatories shall have charge of collection of admission fees for the proposed exhibitions, and all proceeds therefrom shall be collected and received by said Committee and shall be applied toward the payment for the lighting plant installed by Duquesne Light Company in the said Phipps Conservatory, and toward the purchase of additional plants, bulbs, and other supplies and materials for said exhibitions, over and above the normal provision made for such purposes by the City.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 337.

No. 625

AN ORDINANCE — Amending Section 32, Department of Public Welfare, General Office, of Ordinance No. 618, entitled "An Ordinance Fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* that portion of Section 32, Department of Public Welfare, General Office, of Ordinance No. 618, entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 9, 1939, which reads as follows:

"Stenographer-Clerk-----
\$1,870.00 per annum"
shall be and the same is hereby amended to read as follows:

Administrative Assistant-----
\$2,400.00 per annum.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 338.

No. 626

AN ORDINANCE—Authorizing the issuance of a warrant in favor of W. F. Trimble & Sons Co. for \$96.00 in payment for 32 days rental of 6 carbide lamps at the new Municipal Hospital, P. W. A. Docket No. Pa. 2218-F, for the benefit of the City without previous authority of law.

WHEREAS, 6 carbide lamps were rented for 32 days at \$3.00 per day from W. F. Trimble & Sons Co. in connection with P. W. A. project for the benefit of the City, without previous authority of law; and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for service and value rendered for the benefit of the City without previous authority of law; Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of W. F. Trimble & Sons Co. for \$96.00 in payment for rental of carbide lamps for 32 days at \$3.00 per day, in connection with P. W. A. Project No. Pa. 2218-F, new Municipal Hospital, for the benefit of the City and to charge same to Code Account No. 135.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2 1939.

Ordinance Book 50, Page 338.

No. 627

AN ORDINANCE—Appropriating and setting aside the sum of \$398,040.00

from proceeds derived from grant of the Government of the United States, P. W. A. Docket No. 2218-F, for the purpose of paying for the construction of a Municipal Hospital Building, including necessary equipment and ground improvements.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of \$398,040.00 be and is hereby appropriated and set aside from the proceeds derived from grant of the Government of the United States, P. W. A. Docket No. 2218-F, for the purpose of paying for the construction of a Municipal Hospital Building, including necessary equipment and ground improvements.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 339.

No. 628

AN ORDINANCE — Appropriating the sum of \$4,248.83 from BOND FUND 294—WATER BONDS 1928 for the purchase, for the Department of Public Works, from The Sheffield Land Company of the private water mains and appurtenances, as laid in 1928 by said Company, on Forest Glen Road, in the Fourteenth Ward of the City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the sum of \$4,248.83 is hereby appropriated and set aside from BOND FUND 294—WATER BONDS 1928, for payment of the cost of purchasing for the Department of Public Works, from the Sheffield Land Company, all private water mains and appurtenances, as laid in the year 1928 by said Company, on Forest Glen Road, in the Fourteenth Ward of the City of Pittsburgh.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 339.

No. 629

AN ORDINANCE—Authorizing and directing the proper officers of the City to enter into an agreement with the Sheffield Land Company, for the purchase of the private water mains and appurtenances on Forest Glen Road, in the Fourteenth Ward of the City of Pittsburgh, for the sum of \$4,248.83, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works be, and they are hereby authorized and directed to enter into an agreement, in form approved by the City Solicitor, with The Sheffield Land Company, for the purchase, for the use and benefit of the City of Pittsburgh, of all those certain water mains laid by the said Company in the year 1938 on Forest Glen Road, Fourteenth Ward, being approximately 1400 feet of six inch, and 110 feet of four inch Cast Iron Water Pipe, and all appurtenances, for the sum of \$4,248.83, chargeable to and payable from BOND FUND 294—WATER BONDS 1928.*

Section 2. The said agreement shall provide that The Sheffield Land Company shall pay into the City Treasury all current or delinquent City and School taxes due and payable prior to the payments authorized by this ordinance, or arrangement be made with the City Controller that he make separate checks to meet the purpose.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 340.

No. 630

AN ORDINANCE—Amending a portion of Section 1 of Ordinance No. 539, approved November 23, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, bridge and viaduct, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor.", as amended and supplemented.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a portion of Section 1 of Ordinance No. 539, approved November 23, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as Federal Emergency Administration of Public Works projects for certain improvements to the public highway, bridge and viaduct, sewerage, drainage, park and recreation systems of the City of Pittsburgh, in the Department of Public Works, and providing for the payment of the costs thereof from funds otherwise appropriated therefor.", as amended and supplemented, shall be amended by deleting the following:*

" Panther Hollow Road—
Grading, Paving and
Curbing from Hobart
Street to a point
about 600 feet west-
erly -----\$15,000.00
Hill Road in Highland Park—
Contract No. 1—Grad-
ing between Washing-
ton Boulevard and
stone bridge below the
zoo -----\$20,000.00
2193 Steuben Street—
Between Herschel
Street and Middletown

Road Contract No. 1
—Curbing between Obey
Avenue and Middle-
town -----\$6,000.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 341.

No. 631

AN ORDINANCE—Authorizing and directing the construction of a public sewer on Montana Street from a point about Fifty-five (55') Feet east of Bard Way to the existing sewer on Nelson Run Road, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a Public Sewer be constructed on Montana Street from a point about Fifty-five (55') Feet east of Bard way to the existing sewer on Nelson Run Road, including, as may be necessary, the excavation of exploratory test holes.

Commencing on Montana Street at a point about Fifty-five (55') Feet east of Bard Way; thence continuing eastwardly along Montana Street to the existing sewer on Nelson Run Road. Said sewer to be terra cotta and 15" in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of the said City of Pittsburgh, relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract

or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of FOUR THOUSAND THREE HUNDRED (\$4,300.00) DOLLARS, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 341.

No. 632

AN ORDINANCE—Authorizing and directing the construction of a public sewer on the south sidewalk of Grandview avenue and the east sidewalk of Bertha street, from a point about Ninety (90') feet east of Bertha street to the existing sewer on Fetzer street, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a Public Sewer be constructed on the south sidewalk of Grandview avenue and the east sidewalk of Bertha street, from a point about Ninety (90') feet east of Bertha street to the existing sewer on Fetzer street, including, as may be necessary, the excavation of exploratory test holes. Commencing on the south sidewalk of Grandview ave-

nue at a point Ninety (90') feet east of Bertha street; thence westwardly along the south sidewalk of Grandview avenue to the east sidewalk of Bertha street; thence southwardly along the east sidewalk of Bertha street to the existing sewer on Fetzer street. Said sewer to be terra cotta pipe and 15" in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of Two Thousand (\$2,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 342.

No. 633

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Supplies to carry out and complete the compiling of data, sending notices of awards to contractors, typing, tabulating, collecting forms and other data in conjunction with the Federal Government National Youth Administration, provid-

ing for the performance of such work as may not be assumed by the National Youth Administration, and for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies be and they are hereby authorized and directed to carry out and complete in conjunction with the Federal Government National Youth Administration the compiling of data, sending notices of awards to contractors, typing, tabulating, collecting forms and other data.

Section 2. That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized to make application to the Federal Government National Youth Administration, as may be required for the performance of said work.

Section 3. That the Director of the Department of Supplies be and he is hereby authorized and directed to requisition the purchase of supplies and to pay all such costs where the same are not borne by the National Youth Administration, all as may be necessary for the proper performance of such work.

Section 4. That the cost of such supplies as may be purchased by the City of Pittsburgh, not to exceed the sum of \$20.00, shall be and the same is hereby made chargeable from Code Account No. 1129, Dept. of Supplies.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 343.

No. 634

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing of periodicals and magazines for the Carnegie Free Library of Allegheny during the year 1940, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies be authorized to advertise for bids and to award a contract or contracts for the furnishing of periodicals and magazines for the Carnegie Free Library of Allegheny during the year 1940, at a cost not to exceed the sum of \$2,200.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1153, Equipment.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 344.

No. 635

AN ORDINANCE—Regulating the deposit of moneys of the City of Pittsburgh; designating how depositories of said moneys shall be selected, and providing for the payment of interest thereon.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That any incorporated bank and/or trust company now or hereafter located and doing business in the City of Pittsburgh, having a capital and surplus of at least One Million Dollars (\$1,000,000.00), may become an active depository; and any incorporated bank and/or trust company now or hereafter located and doing business in the City of Pittsburgh may become an inactive depository by complying with the conditions hereinafter set forth.

Section 2. (a) To secure the safety of the moneys of the City of Pitta-

burgh so deposited, each of said banks and/or trust companies designated as a depository shall deliver bonds to the Treasurer of the City of Pittsburgh for which he shall give his receipt, and the said Treasurer shall deposit all of said bonds in a safe deposit box or boxes located in the vault of the respective depository. If said depository shall not possess an adequate vault for safe deposit boxes in its place of business, the bonds to be deposited by it as security aforesaid shall be placed in a safe deposit box or boxes in a vault in a bank, trust company, or safe deposit company selected by the City Treasurer and the cost thereof shall be paid by the depository. The key or keys for access to said box or boxes shall at all times be deposited with the City Treasurer and no access to said box or boxes shall be had by said City Treasurer or City Controller or their duly authorized representatives or by the depository or its duly authorized representatives, unless the City Treasurer or the City Controller or their duly authorized representatives or by the depository or its duly authorized representatives, unless the City Treasurer or the City Controller or their representatives and the representatives of the depository are both present.

The City Treasurer and the City Controller shall have the right at any time to call for additional or other security to replace those deposited.

(b) The obligations that shall be acceptable security for the deposit of City moneys shall be of the following classes:

Bonds of the United States of America; Commonwealth of Pennsylvania; County of Allegheny, Pennsylvania; City of Pittsburgh; School District of the City of Pittsburgh and Certificates of Indebtedness issued by the City of Pittsburgh, including contractor's certificates, which shall be taken at their market value.

The value of said bonds so deposited and computed as aforesaid shall in their aggregate amount to the sum of the deposit of the City of Pittsburgh in the respective bank and/or trust company.

Section 3. From the duly qualified banks and/or trust companies shall be selected the depositories. In three of them active accounts shall be kept as

well as inactive accounts, and the City Treasurer shall be and is hereby authorized and directed to deposit in each active depository moneys not to exceed One Million Dollars (\$1,000,000.00), or as near that amount as practicable, unless the funds of the City on deposit are below Three Million Dollars (\$3,000,000.00). The aforesaid sum of Three Million Dollars (\$3,000,000.00) on deposit with the active depositories shall be deducted from the total funds of the City on deposit, and the balance shall be distributed among all of the qualified depositories, including the said active depositories, as inactive accounts; provided, that no depository shall have an inactive account in excess of twenty-five per centum (25%) of its capital and surplus as shown by the statement filed by it with the City Treasurer, as provided in Section 7 hereof. The business of the City insofar as the active depositories are concerned shall be divided among them as nearly equally as possible. The depositories shall be selected by the City Treasurer and the City Controller.

Section 4. No depository shall at any time have on deposit moneys of the City in excess of the amount of securities values as above provided, held by the City Treasurer. The inactive accounts deposited therein may be withdrawn only after notice in writing to the depository of not less than thirty (30) days. The depository shall pay to the City interest at the rate of one-half per centum ($\frac{1}{2}\%$) per annum, computed monthly and payable to the City Treasurer on the fifth day of each month for the month immediately preceding.

Section 5. Should any depository fail or be prohibited, in whole or in part, from doing business, it shall be the duty of the City Treasurer forthwith to report the same to the City Controller, who shall at once proceed according to law to collect the balance due the City from said depository from the securities which have been deposited for said City funds by said depository.

Section 6. The City Treasurer shall notify, in writing, the City Council of the names of the banks and/or trust companies which shall become depositories under the provisions of this Ordinance. The City Treasurer shall on the fifth business day in each month re-

port to the City Controller in detail the amount of money on deposit with each depository and the bonds deposited to secure the same and their market value. The City Controller shall have the right when he deems it advisable to examine all the bonds or other collateral of the City of Pittsburgh, or any part thereof, thus deposited under the conditions provided in the second section hereof.

Section 7. The City Treasurer shall, on or before the first of December of each year notify every bank and/or trust company in the City of Pittsburgh, qualified to be a depository of the terms of this Ordinance and request that the said bank and/or trust company notify the City Treasurer on or before the fifteenth day of December of each year, whether or not it desires to become a depository of the City funds, and any bank and/or trust company desiring to become a depository of such funds shall file a sworn statement with the City Treasurer of its financial condition, showing the amount of paid in capital and surplus and its general financial condition, and shall also furnish with said statement a copy of the last preceding statement furnished to the Comptroller of the Currency or the Secretary of Banking as the case may be. The sworn statement herein provided shall contain the information classified as in the statement furnished to the Comptroller of the Currency or the Secretary of Banking.

From the banks and/or trust companies complying with the requirements of this Ordinance the City depositories shall be selected for the ensuing year, and shall be entitled to receive the deposits of the City according to the terms of this Ordinance.

Any bank and/or trust company accepting an award of money as a depository hereunder shall enter into an agreement under its seal with the City of Pittsburgh to accept all the conditions and provisions of this Ordinance, and that it contracts and agrees to accept all moneys tendered to it by the City Treasurer up to the amount of its award, and to pay the interest, if any, thereon in accordance with this Ordinance, and to comply with all the provisions and conditions of this Ordinance, and to safely keep and pay over all such moneys deposited with it. By

accepting the award and executing the agreement aforesaid, said bank and/or trust company shall be held to agree to these provisions for itself, its successors and assigns.

Section 8. As the Collector of Delinquent Taxes has in his possession at various times large sums of money, being the property of the City of Pittsburgh, it is the intent and meaning of this Ordinance that it shall apply to all moneys of the City of Pittsburgh that are or may be in the custody of the Collector of Delinquent Taxes, and they shall be deposited under the provisions of this Ordinance, and wherever the term "City Treasurer" is used in the Ordinance it shall be deemed to mean the Collector of Delinquent Taxes as well.

Section 9. All moneys received as grants from the United States Government and all funds appropriated by Council for any public improvement for which offers of grant of United States Government funds shall have been received, shall be deposited in special construction accounts identified as the construction accounts for that improvement, and further identified by the Docket Number assigned to that improvement by the United States Government in the offers of grant. Funds not at once needed for such public improvements shall be deposited in inactive construction accounts bearing such interest and subject to such restriction as to notice of intent to withdraw as heretofore provided. From such inactive accounts, funds as needed shall be transferred to active accounts subject to immediate withdrawal and bearing no interest. All costs, charges and expenses necessary for and incident to each such public improvement shall be paid from the active construction account identified therewith.

Section 10. Any incorporated bank and/or trust company, insured by membership in the Federal Deposit Insurance Corporation, may qualify as an approved depository for such special construction accounts upon compliance with and acceptance of the conditions prescribed for depositories of inactive accounts by Section 3 of this Ordinance. Provided, however, that the funds in any such special construction account shall not be computed as a part of the moneys of the City of Pittsburgh, deposited in

any active or inactive account so as to effect the limitation upon such active or inactive account imposed by Section 3 of this Ordinance.

Section 11. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 344.

No. 636

AN ORDINANCE — Establishing the opening grades on DUNSTER STREET and LA MOINE STREET as laid out and proposed to be dedicated as legally opened highways by Hampton Hall Improvement Company, in its plan of lots called "Dunster Place" in the Nineteenth Ward of the City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That upon approval of the "DUNSTER PLACE" Plan of Lots, proposed to be laid out by the Hampton Hall Improvement Company, in the Nineteenth Ward of the City of Pittsburgh, the grades to which DUNSTER STREET and LA MOINE STREET, as shown thereon shall be accepted as opened public highways, shall be as hereinafter set forth:*

DUNSTER STREET

The grade of the southerly curb line shall begin at the westerly line of La Moine street, at a point of curve at an elevation of 1150.71 feet; thence by a convex parabolic curve for a distance of 80.0 feet to a point of tangent, to an elevation of 1146.71 feet; thence falling at the rate of 12.0% for a distance of 145.0 feet to a point of curve, to an elevation of 1129.31 feet; thence by a concave parabolic curve for a distance of 150.0 feet to a point of tangent, to an elevation of 1115.81 feet; thence falling at the rate of 6.0% for a distance of 179.89 feet to the westerly terminus of the street, to an elevation of 1105.02 feet.

LA MOINE STREET

The grade of the easterly curb line shall begin at the northerly 8-foot curb line of Dunster street at an elevation of 1150.53 feet; thence by a concave parabolic curve for a distance of 30.0 feet to a point of tangent, to an elevation of 1151.88 feet; thence rising at the rate of 9.0% for a distance of 58.0 feet to a point of curve, to an elevation of 1157.10 feet; thence by a convex parabolic curve for a distance of 40.0 feet to a point of tangent at the northerly line of Dunster Place Plan of Lots, to an elevation of 1159.50 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 347.

No. 637

AN ORDINANCE — Amending Zoning Ordinance No. 372, approved August 9, 1923, and supplements thereto, by changing the Zone Map, 29th Ward, formerly Carrick Borough, by changing from a "B" Residence and First Area District to a Commercial and Third Area District, all that certain property bounded by Becks Run Road; Agnew Avenue East; and, the northwesterly line of lot numbered 69 in the Crailo Plan of Lots.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Zoning Ordinance No. 372, approved August 9, 1923, and supplements thereto, be and the same is hereby amended, by changing the Zone Map, 29th Ward, formerly Carrick Borough, so as to change from a "B" Residence (U-5) and First Area (A-1) District to a Commercial (U-3) and Third Area (A-3) District all that certain property bounded by Becks Run road; Agnew avenue east; and, the northwesterly line of lot numbered 69 in the Crailo Plan of Lots.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1939.

Approved November 2, 1939.

Ordinance Book 50, Page 347.

No. 638

AN ORDINANCE—Authorizing the City of Pittsburgh to convey, by proper deed of conveyance, to the Housing Authority of the City of Pittsburgh, ALL THOSE CERTAIN LOTS OR PIECES OF GROUND owned by the City of Pittsburgh situate in the Fourth and Fifth Wards.

WHEREAS, The Housing Authority of the City of Pittsburgh has acquired a large number of parcels of land in the Fourth and Fifth Wards of the City of Pittsburgh, in an area commonly known as Goat and Gazzam hills; and

WHEREAS, embraced within the area above referred to are various and sundry parcels of land owned by the City of Pittsburgh, acquisition of which by the Housing Authority is necessary in order to maintain the continuity of the said Housing Authority's program; and

WHEREAS, there is shortage of safe and sanitary dwellings in the City of Pittsburgh for residents of the City of Pittsburgh with low incomes, and it is necessary to the public health, safety and welfare of the City that the present low income occupants of unsafe or insanitary dwellings in the City be provided with safe and sanitary dwellings at rentals they can afford to pay; and

WHEREAS, the Housing Authority of the City of Pittsburgh proposes to construct new safe and sanitary dwellings in a project known as Project PA-1-3 for families of low income and to eliminate unsafe or insanitary dwellings within the City in connection therewith; and

WHEREAS, the City will directly benefit from the construction of new safe and sanitary dwellings for families of low income and from the elimination of unsafe or insanitary dwellings within the City; and

WHEREAS, the City of Pittsburgh is authorized by Section 4, sub-section A

of Act of General Assembly 1937, P. L. 888 to convey of aiding and cooperating in the construction of housing projects,

NOW THEREFORE,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That The properties hereinafter described be conveyed to the Housing Authority of the City of Pittsburgh, for the consideration of One Dollar (\$1.00) and other good and valuable consideration, and that the Mayor be, and he is hereby authorized and directed, to execute and deliver a deed for the properties hereinabove mentioned and more fully bounded and described as follows, to wit:

PARCEL 1

ALL THAT CERTAIN LOT OR PARCEL OF GROUND situated in the 5th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lots Nos. 178 and 179 and 177 in E. P. Jones Plan of "Soho" Lots, of record in the Recorder's Office of Allegheny County in Plan Book Vol. 12, page 38, and being together bounded and described as follows, to wit:

BEGINNING on the Southerly side of Hillside street, at corner of Lots Nos. 176 and 177 in said Plan; thence along Hillside street, Westwardly 60 feet to corner of Lot No. 180 in said Plan; thence Southwardly along dividing line between Lots Nos. 179 and 180, 75.78 feet to Wyandotte street; thence along Wyandotte street, Eastwardly, 60 feet to corner of Lot No. 176 in said Plan; thence Northwardly along dividing line between Lots Nos. 176 and 177, 75.45 feet to Hillside street at the place of beginning.

BEING the same which the Sheriff of Allegheny County, by deed dated November 23, 1912, of record in Deed Book Volume 1776, page 123, conveyed to the City of Pittsburgh.

PARCEL 2

ALL THAT CERTAIN LOT OR PIECE OF GROUND situate in the 5th Ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, being Lots Nos. 60 to 68 inclusive in the E. P. Jones Plan, recorded in the Recorder's Office of Allegheny County,

Pennsylvania, in Plan Book Volume 10, page 165, being more fully bounded and described as follows, to wit:

BEGINNING at the intersection of Wadsworth street and Eunice, formerly Evans street; thence South 73° 11' 15" West, along the Northerly side of Wadsworth street 260.353 feet to the line dividing lots No. 59 and 60 in said Plan; thence Northwardly along said line 76 feet to the Southerly line of lot No. 1 in said plan; thence North 73° 11' 15" East, along said line 132.84 to the Southerly side of Eunice street; thence South 76° 21' 58" East, along said side of said street 147.934 feet to a point, at the place of beginning.

Said lots Nos. 60 to 62 inclusive being the same which Jacob Gudinski by Sheriff, by deed dated November 23, 1912, and recorded in the Recorder's Office of Allegheny County, Pennsylvania in Deed Book Volume 1776, page 169, conveyed to the City of Pittsburgh; Lots Nos. 63 to 65 inclusive, being the same which Barnett Davis, by Sheriff, by deed dated June 8, 1912, and recorded in the Recorder's Office of Allegheny County in Deed Book Volume 1745, page 17; Lots Nos. 66 to 68 inclusive being the same which S. H. Alpern, by Sheriff, dated November 23, 1912, and recorded in the Recorder's Office of Allegheny County, Pennsylvania, in Deed Book Volume 1776, page 181.

PARCEL 3.

ALL that certain lot or parcel of ground situated in the 5th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lots Nos. 190 and 191 in E. P. Jones "Soho" Plan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book Volume 12, page 38, and being together bounded and described as follows, to wit:

BEGINNING at a point on the Southerly side of Hillside street, distant 330 feet Westwardly from the Southwest corner of Whitredge, (formerly Wallace) street and Hillside street; thence Westwardly along Wadsworth street, a distance of 40 feet to line of Lot No. 192; thence Southwardly by dividing line common to Lots Nos. 192 and 191, a distance of 77.10 feet to the Northerly side of Wyandotte Street; thence North-eastwardly along the Northerly side of Wyandotte street, a distance of 40 feet

to a point on the dividing line between Lots Nos. 189 and 190; thence Northwardly along said dividing line 76.88 feet to the Southerly side of Hillside street, at the place of beginning.

BEING THE SAME which the Sheriff of Allegheny County by deed dated June 27, 1914, of record in Deed Book Volume 1804, page 255, conveyed to the City of Pittsburgh.

PARCEL 4

ALL THAT CERTAIN LOT OR PIECE OF LAND situate in the 4th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being lots Nos. 153 and 154, and the Westerly one-half of lot No. 155 in Jones and Rea Plan, recorded in the Recorder's Office of Allegheny County in Plan Book 10, page 156, bounded and described as follows, to wit:

BEGINNING on the Southerly side of Emma street at the dividing line between lots Nos. 152 and 153 in said Plan; thence along said side of Emma street Northeastwardly 50 feet to the center line of lot No. 155 in said plan; thence along said center line Southeastwardly 79 feet, more or less, to Gazzam way; thence along the Northwesterly side of Gazzam way Southwestwardly 54.57 feet, more or less, to the dividing line between lots Nos. 152 and 153 in said Plan; thence along said dividing line Northwestwardly 96.51 feet to Emma street at the place of beginning.

BEING the same premises which Judd H. Bruff, Sheriff by his deed dated November 23, 1912, and recorded in the Recorder's Office of Allegheny County in Deed Book 1745 page 402, conveyed to City of Pittsburgh.

PARCEL 5

ALL THAT CERTAIN LOT OR PIECE OF LAND situate in the 4th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lots Nos. 657 and 658 in J. M. Gazzam's Plan, recorded in the Recorder's Office of said Allegheny County, Pennsylvania, in Plan Book Vol. 4, page 14, bounded and described as follows, to wit:

BEGINNING on the Northwesterly side of Emma street at the dividing line between lots Nos. 656 and 657 in said plan; thence along said side of Emma street Northeastwardly 50 feet to a 5-foot alley; thence along said alley

Northwestwardly 87 feet to the line dividing Lots Nos. 657 and 658 from Lots Nos. 679 and 680 in said plan; thence along said dividing line Southwestwardly 50 feet to the dividing line between Lots Nos. 656 and 657 in said plan; thence along said dividing line Southeastwardly 87 feet to Emma street, at the place of beginning.

BEING the same premises which Judd H. Bruff, Sheriff, by his deed dated November 23, 1912, and recorded in the Recorder's Office of said Allegheny County, Pennsylvania, in Deed Book Vol. 1745, page 388, conveyed to City of Pittsburgh.

PARCEL 6.

ALL THOSE CERTAIN LOTS OR PIECES OF LAND situate in the 4th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lots Nos. 659, 660, 661, 662, 663, 664, 673 and 674 in the Joseph M. Gazzam, Trustee, Plan, recorded in the Recorder's Office of said Allegheny County, Pennsylvania, in Plan Book Vol. 4, page 140, bounded and described as follows, to wit:

BEGINNING on the Northwesterly side of Emma street at the dividing line between Lots Nos. 664 and 665 in said plan; thence along said side of Emma street Southwestwardly 150 feet to a 5 foot alley; thence along said alley Northwestwardly 87 feet to the line dividing Lots Nos. 659, 660, 661 and 662 from Lots Nos. 675, 676, 677 and 678 in said plan; thence along said dividing line Northeastwardly 100 feet to the dividing line between Lots Nos. 674 and 675 in said plan; thence along said dividing line Northwestwardly 88.63 feet to Wyandotte street; thence along the Southerly side of Wyandotte street Northeastwardly 50 feet to the dividing line between Lots Nos. 672 and 673 in said plan; thence along said dividing line and the dividing line between Lots Nos. 664 and 665 in said Plan, Southeastwardly 175.63 feet to Emma street at the place of beginning.

BEING part of the same premises which William C. McKinley, Sheriff, by his deed dated July 21, 1900, and recorded in the Recorder's Office of said Allegheny County, Pennsylvania, in Sheriff's deed Book Vol. 15, C. P. No. 1, page 494, conveyed to the City of Pittsburgh.

PARCEL 7.

ALL that certain lot or parcel of ground situated in the 5th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lot No. 87 in E. P. Jones Plan of "Soho," of record in the Recorder's Office of Allegheny County in Plan Book Volume 12, page 38, and being bounded and described as follows, to wit:

BEGINNING at a point on the Southerly side of Wadsworth street, distant 258 feet Westwardly from the Westerly side of Whitredge (formerly Wallace) street, which point is the corner of Lots Nos. 86 and 87 in said Plan; thence Westwardly along the Southerly side of Wadsworth street, 20 feet to line of Lot No. 88 in said Plan; thence along dividing line common to Lots Nos. 87 and 88, Southwardly 84 feet to a point, at corner common to Lots Nos. 88 and 87 and 167, as shown on said Plan; thence along line of Lot No. 167, Northeastwardly 20.10 feet to a point, at corner common to Lots Nos. 167, 168, 86 and 87 in said Plan; and thence along line common to Lots Nos. 86 and 87, Northwardly 80 feet to the Southerly side of Wadsworth street, at the place of beginning.

BEING the same premises which the Sheriff of Allegheny County, by deed dated June 8, 1912, of record in Deed Book Volume 1744, page 219, conveyed to the City of Pittsburgh.

ALL THOSE CERTAIN LOTS OR PIECES OF LAND situate in the 4th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lots Nos. 644 and 645 in J. M. Gazzam's Plan, recorded in the Recorder's Office of said Allegheny County, Pennsylvania, in Plan Book Vol. 4, page 140, bounded and described as follows, to wit:

BEGINNING at the Southwest corner of Emma street and Battalion way; thence along said side of Emma street Southwestwardly 51.75 feet to the dividing line between Lots Nos. 645 and 646 in said plan; thence along said dividing line Southeastwardly 92 feet to the line dividing Lots Nos. 644 and 645 from Lots Nos. 642 and 643 in said plan; thence along said dividing line Northeastwardly 51.75 feet to Battalion way; thence along the Southwesterly side of Battalion way Northwestwardly

92 feet to Emma street, at the place of beginning.

BEING part of the same premises which William C. McKinley, Sheriff, by his deed dated July 21, 1900, and recorded in the Recorder's Office of said Allegheny County, Pennsylvania, in Sheriff's Deed Book Vol. 15, C. P. No. 1, page 494, conveyed to City of Pittsburgh.

PARCEL 9.

ALL THAT CERTAIN LOT OR PIECE OF LAND situate in the 4th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lot No. 648 in Joseph M. Gazzam, Trustee Plan, recorded in the Recorder's Office of said Allegheny County, Pennsylvania, in Plan Book Vol. 4, page 140, bounded and described as follows, to wit:

BEGINNING on the Southeasterly side of Emma street at the dividing line between Lots Nos. 648 and 649 in said plan; thence along said side of Emma street Northeastwardly 25 feet to the dividing line between Lots Nos. 647 and 648 in said plan; thence along said dividing line Southeastwardly 92 feet to the dividing line between Lots Nos. 639 and 648 in said plan; thence along said dividing line Southwestwardly 25 feet to the dividing line between Lots Nos. 648 and 649 in said plan; thence along said dividing line Northwestwardly 92 feet to Emma street, at the place of beginning.

BEING the same premises which William McKinley, Sheriff, by his deed dated July 21, 1900, and recorded in the Recorder's Office of said Allegheny County, Pennsylvania, in Sheriff's Deed Book Vol. 15, C. P. No. 1, page 491, conveyed to the City of Pittsburgh.

PARCEL 10.

ALL THOSE CERTAIN LOTS OR PIECES OF LAND situate in the 4th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lots Nos. 639 and 636 and 637 in J. M. Gazzam's Plan, recorded in the Recorder's Office of said Allegheny County, Pennsylvania, in Plan Book Vol. 4, page 140, bounded and described as follows, to wit:

FIRST: Lot No. 639 bounded and described as follows:

BEGINNING on the Northeasterly side of Audley street at the dividing line between Lots Nos. 639 and 640 in said

plan; thence along said side of Audley street Northwestwardly 35.12 feet to the dividing line between Lots Nos. 638 and 639 in said plan; thence along said dividing line Northwestwardly 71.86 feet to the dividing line between Lots Nos. 639 and 648 in said plan; thence along said dividing line Northeastwardly 25 feet to the dividing line between Lots Nos. 639 and 640 in said plan; thence along said dividing line Southeastwardly 96.53 feet to Audley street, at the place of beginning.

SECOND: Lots Nos. 636 and 637, bounded and described as follows:

BEGINNING on the Northeasterly side of Audley street at the dividing line between Lots Nos. 637 and 638 in said plan; thence along said side of Audley street Northwestwardly 70.24 feet, more or less, to the dividing line between Lots Nos. 635 and 636 in said plan; thence along said dividing line Northwestwardly 89.32 feet to Emma street; thence along the Southeasterly side of Emma street Northeastwardly 50 feet to the line dividing Lot No. 637 from Lots Nos. 638 and 649 in said plan; thence along said dividing line Southeastwardly 139.19 feet to Audley street, at the place of beginning.

BEING part of the same premises which Judd H. Bruff, Sheriff, by his deed dated November 23, 1912, and recorded in the Recorder's Office of said Allegheny County, Pennsylvania, in Deed Book Vol. 1745, page 409, conveyed to the City of Pittsburgh.

PARCEL 11.

ALL THAT CERTAIN LOT OR PIECE OF LAND situate in the 4th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lot No. 638 in J. M. Gazzam's Plan, recorded in the Recorder's Office of said Allegheny County, Pennsylvania, in Plan Book Vol. 4, page 140, bounded and described as follows, to wit:

BEGINNING on the Northeasterly side of Audley street at the dividing line between Lots Nos. 638 and 639 in said Plan; thence along said side of Audley street Northwestwardly 35.12 feet to the dividing line between Lots Nos. 637 and 638 in said plan; thence along said dividing line Northwestwardly 47.19 feet to the dividing line between Lots Nos. 638 and 649 in said plan; thence along

said dividing line Northeastwardly 25 feet to the dividing line between Lots Nos. 638 and 639 in said plan; thence along said dividing line Southeastwardly 71.86 feet to Audley street, at the place of beginning.

BEING the same premises which George W. Richards Sheriff, by his deed dated June 20, 1914, and recorded in the Recorder's Office of said Allegheny County, Pennsylvania, in Deed Book Vol. 1825, page 101, conveyed to the City of Pittsburgh.

PARCEL 12.

ALL THOSE CERTAIN LOTS OR PIECES OF LAND situate in the 4th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lots Nos. 634 and 635 in J. M. Gazzam's Plan, recorded in the Recorder's Office of said Allegheny County, Pennsylvania, in Plan Book Vol. 4, page 140, bounded and described as follows, to wit:

BEGINNING at the Southeasterly corner of Emma street and Audley street; thence along the Southeasterly side of Emma street Northeastwardly 50 feet to the dividing line between Lots Nos. 635 and 636 in said Plan; thence along said dividing line Southeastwardly 89.32 feet to Audley street; thence along the Northeasterly side of Audley street Northwestwardly 88.24 feet to an angle in said street; thence along the same Northwestwardly 20.65 feet to Emma street, at the place of beginning.

BEING the same premises which Judd H. Bruff, Sheriff, by his deed dated June 8, 1912, and recorded in the Recorder's Office of said Allegheny County, Pennsylvania, in Deed Book Vol. 1745, page 25, conveyed to City of Pittsburgh.

PARCEL 13.

ALL THAT CERTAIN LOT OR PIECE OF LAND situate in the 4th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lot No. 641 in Joseph M. Gazzam's Plan, recorded in the Recorder's Office of Allegheny County in Plan Book Vol. 4, page 140, bounded and described as follows, to wit:

BEGINNING on the Northeasterly side of Audley street at the dividing line between Lots Nos. 640 and 641 in said Plan; thence along said side of Audley street Southeastwardly, 35.12 feet to the dividing line between Lots Nos. 641 and

642 in said plan; thence along said dividing line Northwestwardly, 145.87 feet to the dividing line between Lots Nos. 641 and 646; thence along said dividing line Southwestwardly 25 feet to the dividing line between Lots Nos. 640 and 641 in said plan; thence along said dividing line Southeastwardly 121.20 feet to Audley street at the place of beginning.

BEING the same premises which William C. McKinley, Sheriff, by his deed dated February 2, 1901, and recorded in Sheriff's Deed Book 16, C. P. No. 1, page 335, conveyed to the City of Pittsburgh.

PARCEL 14.

ALL THAT CERTAIN LOT OR PIECE OF LAND situate in the 4th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lot No. 624 in J. M. Gazzam's Plan, recorded in the Recorder's Office of Allegheny County in Plan Book 3, page 110, bounded and described as follows, to wit:

BEGINNING on the Southerly side of Audley street at the dividing line between Lots Nos. 624 and 625 in said plan; thence along said side of Audley street Eastwardly 34 feet, 10 and $\frac{1}{4}$ inches, more or less, to the dividing line between Lots Nos. 623 and 624 in said plan; thence along said dividing line Southeastwardly 57 feet 10 inches, more or less, to the dividing line between Lots Nos. 617 and 624 in said plan; thence along said dividing line Westwardly 25 feet to the line dividing Lot No. 624 from Lots Nos. 616 and 625 in said plan; thence along said dividing line Northwestwardly 84 feet 4 inches, more or less, to Audley street, at the place of beginning.

BEING the same premises which William C. McKinley, Sheriff, by his deed dated February 2, 1901, and recorded in Sheriff's Deed Book 16, C. P. No. 1, page 338, conveyed to the City of Pittsburgh.

PARCEL 15.

ALL THOSE CERTAIN LOTS OR PIECES OF LAND situate in the 4th, formerly 14th, Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lots Nos. 599, 600, 601 and 602 in J. M. Gazzam's Plan, recorded in the Recorder's Office of Allegheny County in Plan Book 4, page 140, bounded and described as follows, to wit:

BEGINNING on the Easterly side of Antionette street at the dividing line between Lots Nos. 598 and 599 in said plan; thence along said side of Antionette street Southwardly 94 feet to the dividing line between Lots Nos. 602 and 603 in said plan; thence along said dividing line Eastwardly 68.14 feet to the dividing line between Lots Nos. 602 and 605 in said plan; thence along said dividing line Northwardly 26.63 feet to the dividing line between Lots Nos. 601 and 605 in said plan; thence along said dividing line Eastwardly 18.43 feet to the line dividing Lots Nos. 599, 600 and 601 from Lot No. 633 in said plan; thence along said dividing line Northwardly 74.17 feet to the dividing line between Lots Nos. 599 and 598 in said plan; thence along said dividing line Westwardly, 66.55 feet to Antionette street at the place of beginning.

BEING the same premises which Wm. C. McKinley, Sheriff, by his deed dated July 21, 1900, and recorded in Sheriff's Deed Book 15, C. P. No. 1, page 494, and Judd H. Bruff, Sheriff, by his deed dated November 23, 1912, and recorded in Deed Book 1745, page 409, conveyed to the City of Pittsburgh.

PARCEL 16.

ALL THOSE CERTAIN LOTS OR PIECES OF LAND situate in the 4th, formerly 14th, Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lots Nos. 603, 604, and 605 in J. M. Gazzam's Plan of Lots, recorded in the Recorder's Office of Allegheny County in Plan Book Vol. 4, page 140, bounded and described as follows, to wit:

BEGINNING on the Northerly side of Antionette street at the dividing line between Lots Nos. 605 and 606 in said plan; thence along said side of Antionette street Westwardly 25 feet to an angle in said street; thence along the same Westwardly, 52.81 feet to another angle in said street; thence along the same Northwardly 37.27 feet to the dividing line between Lots Nos. 602 and 603 in said plan; thence along said dividing line Eastwardly 68.14 feet to the dividing line between Lots Nos. 602 and 605 in said plan; thence along said dividing line Northwardly 26.63 feet to the dividing line between Lots Nos. 601 and 605 and 633 in said plan; thence along said dividing line Southeastwardly, 5.51 feet to the dividing line between

Lots Nos. 605 and 606 in said plan; thence along said dividing line Southwardly 98.61 feet to Antionette street at the place of beginning.

BEING the same premises which William C. McKinley, Sheriff, by his deeds dated July 21, 1900, and recorded in Sheriff's Deed Book 15, C. P. No. 1, page 500, and Sheriff's Deed Book 15, C. P. No. 1, page 506, conveyed to the City of Pittsburgh.

PARCEL 17.

ALL THOSE CERTAIN LOTS OR PIECES OF LAND situate in the 4th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lots Nos. 608, 609 and 610 in J. M. Gazzam's Plan, recorded in the Recorder's Office of said Allegheny County, Pennsylvania, in Plan Book Vol. 4, page 140, bounded and described as follows, to wit:

BEGINNING on the Northwestern side of Gazzam street at the dividing line between Lots Nos. 610 and 611 in said plan; thence along said line of Gazzam street Southwestwardly 18.59 feet to Antionette street; thence along the Northeasterly side of Antionette street Northwestwardly 71.29 feet to the line dividing Lot No. 608 from Lots Nos. 606 and 607 in said plan; thence along said dividing line Northwestwardly 102.24 feet to the line dividing Lots Nos. 608, 609 and 610 from Lots Nos. 631, 632 and 633 in said plan; thence along said dividing line Northeastwardly 75 feet to the dividing line between Lots Nos. 610 and 611 in said plan; thence along said dividing line Southeastwardly 144.64 feet to Gazzam street, at the place of beginning.

BEING the same premises which Judd H. Bruff, Sheriff, by his deed dated November 23, 1912, and recorded in the Recorder's Office of said Allegheny County, Pennsylvania, in Deed Book Vol. 1745, page 409, and William C. McKinley, Sheriff, by his deed dated July 21, 1900, and recorded in Sheriff's Deed Book Vol. 15, C. P. No. 1, page 497, conveyed to the City of Pittsburgh.

PARCEL 18.

ALL THAT CERTAIN LOT OR PIECE OF LAND situate in the 4th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lot No. 611 in J. M. Gazzam's Plan, recorded in the Recorder's

Office of said Allegheny County, Pennsylvania, in Plan Book Vol. 4, page 140, bounded and described as follows, to wit:

BEGINNING on the Northwestern side of Gazzam street at the dividing line between Lots Nos. 611 and 612 in said plan; thence along said side of Gazzam street Southwestwardly 25.03 feet to the dividing line between Lots Nos. 610 and 611 in said plan; thence along said dividing line Northwestwardly 144.64 feet to the dividing line between Lots Nos. 611 and 630 in said plan; thence along said dividing line Northeastwardly 25 feet to the dividing line between Lots Nos. 611 and 612 in said plan; thence along said dividing line Southeastwardly 143.64 feet to Gazzam street, at the place of beginning.

BEING the same premises which William C. McKinley, Sheriff, by his deed dated July 21, 1900, and recorded in the Recorder's Office of Allegheny County, Pennsylvania, in Sheriff's Deed Book Vol. 15, C. P. No. 1, page 503, conveyed to the City of Pittsburgh.

PARCEL 19.

ALL THAT CERTAIN LOT OR PIECE OF LAND situate in the 4th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lots Nos. 542, 543, 544 and 545 in J. M. Gazzam's Plan, recorded in the Recorder's Office of Allegheny County in Plan Book Vol. 4, page 140, bounded and described as follows, to wit:

BEGINNING on the Easterly side of Soho street at the dividing line between Lots Nos. 541 and 542 in said plan; thence along said side of Soho street Northwardly 112.65 feet to the dividing line between Lots Nos. 545 and 546 in said plan; thence along said dividing line Eastwardly, 110 feet to the line dividing Lots Nos. 542 to 545 inclusive, from Lots Nos. 572 to 575, inclusive; thence along said dividing line Southwardly, 112.65 feet to the dividing line between Lots Nos. 541 and 542 in said plan; thence along said dividing line Westwardly 110 feet to Soho street at the place of beginning.

BEING the same premises which became vested in the City of Pittsburgh by the following deeds:

Judd H. Bruff, Sheriff, dated November 23, 1912, and recorded in Deed Book 1775, page 131.

Judd H. Bruff, Sheriff, dated November 23, 1912, and recorded in Deed Book 1745, page 409.

William C. McKinley, Sheriff, dated July 21, 1900, and recorded in Sheriff's Deed Book 15, C. P. No. 1, page 524, and

William C. McKinley, Sheriff, dated July 21, 1900, and recorded in Sheriff's Deed Book 15, C. P. No. 1, page 527.

PARCEL 20.

ALL THAT CERTAIN LOT OR PIECE OF LAND situate in the 4th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lots Nos. 570, 571 and 572 and 573 in J. M. Gazzam's Plan, recorded in the Recorder's Office of said County in Plan Book Vol. 4, page 140, bounded and described as follows, to wit:

BEGINNING on the Westerly side of Antionette street at the dividing line between Lots Nos. 569 and 570 in said plan; thence along said side of Antionette street Northwardly, 103 feet to the dividing line between Lots Nos. 573 and 574 in said plan; thence along said dividing line Westwardly 136.68 feet to the line dividing Lots Nos. 540 to 543 inclusive from Lots Nos. 570 to 573 inclusive in said plan; thence along said dividing line Southwardly, 100 feet to the dividing line between Lots Nos. 569 and 570 in said plan; thence along said dividing line Eastwardly, 161.30 feet to Antionette street at the place of beginning.

BEING the same premises which became vested in the City of Pittsburgh by the following deeds:

Judd H. Bruff, Sheriff, dated November 23, 1912, and recorded in Deed Book 1745, page 409, and

William C. McKinley, Sheriff, dated July 21, 1900, and recorded in Sheriff's Deed Book 15, C. P. No. 1, page 494.

PARCEL 21.

ALL THAT CERTAIN LOT OR PIECE OF LAND situate in the 4th, formerly 14th, Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being lot No. 564 in J. M. Gazzam's Plan, recorded in the Recorder's Office of Allegheny County in Plan Book 4, page 140, bounded and described as follows, to wit:

BEGINNING at the intersection of the Northwesterly side of Gazzam street

with the Southwesterly side of Antionette street; thence along said side of Antionette street Northwestwardly 91.90 feet to the dividing line between Lots Nos. 563 and 564 in said plan; thence along said dividing line Southwardly 46.97 feet to Gazzam street; thence along the Northerly side of Gazzam street Eastwardly 84.91 feet to Antionette street at the place of beginning.

BEING the same premises which William C. McKinley, Sheriff, by his deed dated July 21, 1900, and recorded in Sheriff's Deed Book 15, C. P. No. 1, page 494, conveyed to the City of Pittsburgh.

PARCEL 22.

ALL THAT CERTAIN LOT OR PIECE OF LAND situate in the 4th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lots Nos. 560 and 561 in J. M. Gazzam's Plan, recorded in the Recorder's Office of Allegheny County in Plan Book Vol. 4, page 140, bounded and described as follows, to wit:

BEGINNING on the Northerly side of Gazzam street, at the dividing line between Lots Nos. 559 and 560 in said plan; thence along said side of Gazzam street Eastwardly 54.64 feet to the dividing line between Lots Nos. 561 and 562 in said plan; thence along said dividing line Northwardly 78.91 feet to Antionette street; thence along the Southerly side of Antionette street Northwestwardly 34.15 feet to the dividing line between Lots Nos. 560 and 566 in said plan; thence along said dividing line Southwestwardly 30.03 feet to the dividing line between Lots Nos. 559 and 560 in said plan; thence along said dividing line Southeastwardly 94.41 feet to Gazzam street, at the place of beginning.

BEING the same premises which William C. McKinley, Sheriff, by his deed dated July 21, 1900, and recorded in Sheriff's Deed Book 15, C. P. No. 1, page 521, and William C. McKinley, Sheriff, by his deed dated February 2, 1901, and recorded in Sheriff's Deed Book Vol. 16, C. P. No. 1, page 332, conveyed to City of Pittsburgh.

PARCEL 23.

ALL THAT CERTAIN LOT OR PIECE OF LAND situate in the 4th Ward of the City of Pittsburgh, County of Alle-

gheny and Commonwealth of Pennsylvania, being Lot No. 539 in J. M. Gazzam's Plan of Lots, recorded in the Recorder's Office of Allegheny County in Plan Book Vol. 4, page 140, bounded and described as follows to wit:

BEGINNING on the Easterly side of Soho street at the dividing line between Lots Nos. 538 and 539 in said plan; thence along said side of Soho street Northwardly 25 feet to the dividing line between Lots Nos. 539 and 540 in said plan; thence along said dividing line Eastwardly 110 feet to the dividing line between Lots Nos. 539 and 569 in said plan; thence along said dividing line Southwardly 25 feet to the dividing line between Lots Nos. 538 and 539 in said plan; thence along said dividing line Westwardly 110 feet to Soho street, at the place of beginning.

BEING the same premises which William C. McKinley, Sheriff, by his deed dated July 21, 1900, and recorded in Sheriff's Deed Book 15, C. P. No. 1, page 494, conveyed to City of Pittsburgh.

PARCEL 24.

ALL THAT CERTAIN LOT OR PIECE OF LAND situate in the 4th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lot No. 578 in J. M. Gazzam's Plan, recorded in the Recorder's Office of Allegheny County in Plan Book Vol. 4, page 140, bounded and described as follows, to wit:

BEGINNING on the Southeasterly side of Wyandotte street at the dividing line between Lots Nos. 546 and 578 in said plan; thence along said side of Wyandotte street Northeastwardly, 42.63 feet to the dividing line between Lots Nos. 578 and 578-A in said plan; thence along said dividing line Eastwardly 74.60 feet, more or less, to the dividing line between Lots Nos. 577 and 578 in said plan; thence along said dividing line Southwardly 25 feet to the dividing line between Lots Nos. 546 and 578 in said plan; thence along said dividing line Westwardly 110 feet to Wyandotte street at the place of beginning.

BEING the same premises which William C. McKinley, Sheriff, by his deed dated July 21, 1900, and recorded in Sheriff's Deed Book 15, C. P. No. 1, page 494, conveyed to the City of Pittsburgh.

PARCEL 25.

ALL THAT CERTAIN LOT OR PIECE OF LAND situate in the 4th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lot No. 529 in Joseph M. Gazzam's Plan as recorded in the Recorder's Office of said County in Plan Book Vol. 4, page 140, and bounded and described as follows, to wit:

BEGINNING on the Northwesterly side to Allequippa street at the dividing line between Lots Nos. 528 and 529 in said plan; thence along said side of Allequippa street, Northeastwardly 26.73 feet to the dividing line between Lots Nos. 529 and 530 in said plan; thence along said dividing line Northwestwardly 82.82 feet to Gazzam street; thence along the Southeasterly side of Gazzam street, Southwestwardly 25.02 feet to the dividing line between Lots Nos. 528 and 529 in said plan; thence along said dividing line of Southeastwardly 91.23 feet to Allequippa street at the place of beginning.

BEING part of the same premises which William C. McKinley, Sheriff, by his deed dated July 21, 1900, and recorded in Sheriff's Deed Book 15, C. P. No. 1, page 494, conveyed to the City of Pittsburgh.

PARCEL 26.

ALL THAT CERTAIN LOT OR PIECE OF GROUND situate in the 4th Ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, being part of Lot No. 525 in Joseph M. Gazzam's Plan as the same is recorded in the Recorder's Office of said County in Plan Book Vol. 4, page 140, and bounded and described as follows, to wit:

BEGINNING on the Northwesterly side to Allequippa street at the dividing line between Lots Nos. 524 and 525 in said plan; thence along said side of Allequippa street, Northeastwardly 17 feet to line of land now or formerly of Penn Properties Co., Inc.; thence by said lands Northwestwardly 45 feet to line of land now or formerly of Eliza Jane McInerney, et al; thence by said land Southwestwardly 17 feet to the dividing line between Lots Nos. 524 and 525 in said plan; thence along said dividing line Southeastwardly 45 feet to Allequippa street at the place of beginning.

BEING the same premises which Judd H. Bruff, by his deed dated November

23, 1912, and recorded in the Recorder's Office of said Allegheny County in Deed Book Vol. 1745, page 407, conveyed to the City of Pittsburgh.

PARCEL 27.

ALL THAT CERTAIN LOT OR PIECE OF GROUND situate in the 4th Ward (Late 14th), of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, being Lot No. 522 in a plan of lots laid out by Joseph M. Gazzam, Trustee, etc., recorded in the Recorder's Office for said County, in Plan Book Vol. 4, page 140, and being bounded and described as follows, to wit:

BEGINNING on the North Side of Allequippa street, at line of Lot No. 521, property now or late of Michael Mills; thence Eastwardly along said street, 25 feet to line of Lot No. 523; thence Northwardly along said line, 103.87 feet to Gazzam street; thence Westwardly along said street 25 feet to line of Lot No. 521 aforesaid; and thence along said line Southwardly, 102.83 feet to the place of beginning.

BEING the same premises which Frank I. Gollmar, Sheriff, by his deed dated February 21, 1936, and recorded in the Recorder's Office of Allegheny County, in Deed Book Vol. 2556, page 189, conveyed to the City of Pittsburgh.

PARCEL 28

ALL THAT CERTAIN LOT OR PIECE OF LAND situate in the 4th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lots Nos. 512 and 513 in J. M. Gazzam's Plan, recorded in the Recorder's Office of Allegheny County in Plan Book Vol. 4, page 140, bounded and described as follows, to wit:

BEGINNING on the Northerly side of Allequippa street at the dividing line between Lots Nos. 511 and 512 in said plan; thence along said side of Allequippa street Eastwardly 50 feet to a 5 foot alley; thence along the Westerly side of said alley Northwardly, 96 feet, more or less, to Gazzam street; thence along the Southerly side of Gazzam street, Westwardly 51.98 feet, more or less, to the dividing line between Lots Nos. 511 and 512 in said plan; thence along said dividing line Southwardly, 101.83 feet to Allequippa street at the place of beginning.

BEING the same premises which Wm. McKinley, Sheriff, by his deed dated

July 21, 1900, and recorded in Sheriff's Deed Book 15, C. P. No. 1, page 515, conveyed to the City of Pittsburgh.

TOGETHER with all the right, title and interest of the parties of the first part of, in and to the 5 foot alley extending along the Easterly line of said lands.

PARCEL 29.

ALL THAT CERTAIN LOT OR PIECE OF GROUND situated in the 4th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lot No. 65 in the Park View Plan of Lots, as laid out by E. H. Watkins, of record in the Recorder's Office of Allegheny County in Plan Book Volume 10, page 172, said lot being bounded and described as follows, to wit:

BEGINNING on the Northern side of Terrace street, at the dividing line between Lots Nos. 64 and 65 in said plan; thence extending Westwardly along the Northern side of said Terrace street, a distance of 23 feet to the dividing line between Lots Nos. 65 and 66 in said plan; thence Northwardly along said dividing line, a distance of 100 feet to a 20 foot alley in said plan; thence Eastwardly along the Southern side of said alley, a distance of 23 feet to the dividing line between Lots Nos. 64 and 65 in said Plan; thence Southwardly along said last mentioned dividing line, a distance of 100 feet to Terrace street, at the place of beginning.

BEING the same which the Sheriff of Allegheny County, by his deed dated April 20, 1912, of record in Deed Book Volume 1718, page 523, conveyed to the City of Pittsburgh.

PARCEL 30.

ALL THAT CERTAIN LOT OR PIECE OF GROUND situated in the 4th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lot No. 37 in the plan laid out by Edward H. Watkins, of record in the Recorder's Office of Allegheny County in Plan Book Volume 10, page 172, and being further bounded and described as follows, to wit:

BEGINNING on the Southerly side of Terrace street, at the dividing line between Lots Nos. 37 and 38 in said Plan; thence along said dividing line, Southwardly 100 feet to a 20 foot alley; thence along said alley, Westwardly 23

feet to the line dividing Lots Nos. 36 and 37 in said Plan; thence along said dividing line, Northwardly 100 feet to the Southerly side of Terrace street, aforesaid; thence along the Southerly side of Terrace street, Eastwardly 23 feet to a point at the place of beginning.

BEING the same premises which Judd H. Bruff, Sheriff, by his deed dated March 15, 1913, of record in Deed Book Volume 1776, page 462, conveyed to the City of Pittsburgh.

PARCEL 31.

ALL THAT CERTAIN LOT OR PIECE OF GROUND situated in the 4th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lots Nos. 32, 33 and 34 in E. H. Watkins Plan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book Volume 10, page 172, and being together bounded and described as follows, to wit:

BEGINNING at the Southeastern corner of Terrace street and Miami street in said plan; thence along the Southerly line of Terrace street, Eastwardly 68 feet to a point in the dividing line between Lots Nos. 34 and 35 in said Plan; thence along said dividing line, Southwardly 100 feet to a point in the Northerly line of Dunbar way; thence along the Northerly line of Dunbar way, Westwardly 68 feet to the Easterly line of Miami street; and thence along the Easterly line of Miami street, Northwardly 100 feet to the place of beginning.

BEING the same which the Sheriff of Allegheny County, by his deed dated November 23, 1912, of record in Deed Book Volume 1776, page 132, conveyed to the City of Pittsburgh.

PARCEL 32.

ALL THAT CERTAIN LOT OR PIECE OF GROUND situate in the 4th (formerly 14th) Ward of the City of Pittsburgh, Allegheny County, Pennsylvania, being Lot No. 72 in the Jones and Rea Plan and recorded in the Recorder's Office of Allegheny County, Pennsylvania, in Plan Book Volume 10, page 156, being bounded and described as follows:

BEGINNING on the Southerly side of Miami avenue at a point common to Lots No. 71, 72, 73 in said plan; thence Southwardly along the line dividing Lots Nos. 72 and 73 in said plan, 67.299 feet

to the Northerly side of Sunbury way; thence North $87^{\circ} 03' 38''$ West along the side of said way 61.055 feet to the Easterly side of Pilot alley; thence Northwardly along said side of said alley 27.532 feet to the line dividing Lots No. 71 and 72 in said plan; thence North-eastwardly along said line 110.30 feet to a point, the place of beginning.

BEING the same premises which I. R. Meltzer by Sheriff, dated November 23, 1912 and recorded in Deed Book Volume 1745, page 387, conveyed to the City of Pittsburgh.

PARCEL 33.

ALL THAT CERTAIN LOT OR PIECE OF GROUND situate in the 4th, formerly 14th, Ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, being Lot No. 436 in the J. M. Gazzam Plan of Lots, recorded in the Recorder's Office of Allegheny County, Pennsylvania, in Plan Book Volume 4, page 140, bounded and described as follows, to wit:

BEGINNING on the Southerly side of Mohawk street at the line dividing Lots Nos. 435 and 436 in said plan; thence North $87^{\circ} 03' 48''$ West along said side of said street, 25.031 feet to the line dividing Lots Nos. 436 and 437 in said plan; thence South $2^{\circ} 56' 12''$ West, along said line 83.586 feet to the line dividing Lots Nos. 436 and 401 in said plan; thence South $84^{\circ} 37' 04''$ East along said line 25.053 feet to the line dividing Lots Nos. 435 and 436 aforesaid; thence Northwardly along said line 84.655 feet to a point, the place of beginning.

BEING the same premises which Joseph M. Gazzam by Sheriff, dated July 21, 1900, and recorded in the Recorder's Office of Allegheny County, Pennsylvania, in Sheriff's Deed, Volume 15, page 494, conveyed, inter alia, to the City of Pittsburgh.

PARCEL 34.

ALL THAT CERTAIN LOT OR PIECE OF GROUND situate in the 5th (formerly 13th) Ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, being bounded and described as follows, to wit:

BEGINNING on the Easterly side of Soho street at a point distant 20.605 feet South $8^{\circ} 23' 23''$ East, along said side of said street from the Southerly side of Emmett street; thence South 8°

23' 23" East, along said side of Soho street, 36.92 feet to a point; thence South 11° 52' 15" East, continuing along said side of Soho street 141.131 feet to a point; thence Northeastwardly along line of lands now or late of William J. Rogan, et ux, and lands of others 57.792 feet to a point; thence North 2° 17' 15" West, along the Westerly line of the E. P. Jones unrecorded plan, 185.565 feet to a point, the place of beginning.

BEING the same premises which E. P. Jones, Jr., by Sheriff, dated November 23, 1912, and recorded in the Recorder's Office of Allegheny County, Pennsylvania, in Deed Book Volume 1776, page 116, conveyed, inter alia, to the City of Pittsburgh.

PARCEL 35.

ALL THAT CERTAIN LOT OR PIECE OF GROUND situate in the 5th, formerly 13th, Ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, being Lot No. 34 in the unrecorded plan of E. P. Jones, bounded and described as follows, to wit:

BEGINNING at a point on the Southerly side of Emmett street and the line dividing lots Nos. 34 and 35 in said plan; thence North 60° 13' 15" West, along said side of said street, 24 feet to the line dividing Lots Nos. 33 and 34 in said plan; thence Southwardly along said line 98.945 feet to a point; thence Northeastwardly 32.587 feet to the line dividing Lots Nos. 34 and 35 aforesaid; thence Northwardly along said line, 76.90 feet to a point, the place of beginning.

BEING the same which J. C. Lappe, by Sheriff, by deed dated September 21, 1912 and recorded in the Recorder's Office of Allegheny County, Pennsylvania, in Deed Book Volume 1745, page 151, conveyed to the City of Pittsburgh.

PARCEL 36.

ALL THAT CERTAIN LOT OR PIECE OF GROUND situate in the 5th Ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, being Lot No. 21 in the E. P. Jones Plan, recorded in the Recorder's Office of Allegheny County, Pennsylvania, in Plan Book Volume 10, page 165, bounded and described as follows, to wit:

BEGINNING on the Southwesterly side of Eunice (formerly Evans) street at the line dividing Lots Nos. 20 and 21 in said plan; thence North 76° 20' 58"

West along said side of said street, 25 feet to a point; thence Southwestwardly 86.59 feet to a point; thence Southeastwardly 25.01 feet to the line dividing Lots Nos. 20 and 21 aforesaid; thence Northwardly along said line 87.216 feet to a point, the place of beginning.

BEING the same which E. P. Jones, Jr., by Sheriff, dated November 23, 1912, recorded in the Recorder's Office of Allegheny County, Pennsylvania, in Deed Book Volume 1776, page 116, conveyed inter alia, to the City of Pittsburgh.

PARCEL 37.

ALL THAT CERTAIN LOT OR PIECE OF GROUND situate in the 5th, formerly 13th, Ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, being bounded and described as follows, to wit:

BEGINNING at the Northeastery corner of Lot No. 1 in the E. P. Jones Soho Plan of Lots recorded in the Recorder's Office of Allegheny County, Pennsylvania, in Plan Book Volume 7, page 116; thence South 14° 19' 16" East, along the Easterly line of Lots Nos. 1 to 14 inclusive, in said plan 284.616 feet to a point; thence South 8° 49' 26" East, along the Easterly line of Lots Nos. 15 to 20 inclusive in said Plan 119.829 feet to a point; thence North 81° 10' 34" East, along line of land now or late of C. W. Jones and line of land now or late of P. W. Strohl, 50 feet to a point; thence North 8° 49' 26" West, along line of land now or late of Sruel Kronzek, et ux, 122.38 feet to a point; thence North 14° 39' 16" West, continuing along said Kronzek line, 277.161 feet to a point; thence South 85° 39' 24" West, continuing along said Kronzek line and line of land now or late of C. W. Jones, 50.99 feet to a point, at the place of beginning.

BEING the same which E. P. Jones, Jr., by Sheriff, by deed dated November 23, 1912, and recorded in the Recorder's Office of Allegheny County, Pennsylvania, in Deed Book Volume 1776, page 116, conveyed, inter alia, to the City of Pittsburgh.

PARCEL 38.

ALL THAT CERTAIN LOT OR PIECE OF GROUND situate in the 5th, formerly 13th, Ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, being Lot No. 44 in the E. P. Jones Second Homestead Plan, as re-

corded in the Recorder's Office of Allegheny County, Pennsylvania, in Plan Book Volume 10, page 165, more particularly bounded and described as follows, to wit:

BEGINNING on the Southerly side of Berthoud street at the line dividing Lots Nos. 43 and 44 in said plan; thence South $89^{\circ} 03' 45''$ West, along said side of said street, 48 feet more or less to a line at the intersection of the said Berthoud street and Eunice (formerly Evans) street; thence Southwesterly along said side of said street, 22 feet more or less to the Northerly side of said Eunice street; thence South $25^{\circ} 14' 15''$ East along said side of said street 47 feet more or less to an angle in said street; thence continuing along said street, South $76^{\circ} 20' 58''$ East, 42.49 feet to the line dividing Lots Nos. 43 and 44 aforesaid; thence Northwardly along said line 71.56 feet to a point, the place of beginning.

BEING the same which E. P. Jones, Jr., by Sheriff, by deed dated November 23, 1912, and recorded in the Recorder's Office of Allegheny County, Pennsylvania, in Deed Book Volume 1776, page 116, conveyed to the City of Pittsburgh.

PARCEL 39.

ALL THAT CERTAIN LOT OR PIECE OF GROUND situate in the 5th, formerly 13th, Ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, being Lot No. 22 in the E. P. Jones Plan, recorded in the Recorder's Office of Allegheny County, Pennsylvania, in Plan Book Volume 10, page 165, being bounded and described as follows, to wit:

BEGINNING at a point on the Northerly side of Eunice street, formerly Evans street, at the line dividing Lots Nos. 22 and 23 in said plan; thence North $76^{\circ} 20' 58''$ West, along said side of said street, 177.05 feet to the Southerly side of Alles street; thence North $89^{\circ} 03' 45''$ East, along said side of said street, 171.35 feet to the line dividing Lots Nos. 22 and 23 aforesaid; thence Southwardly along said line 44.50 feet to the place of beginning.

BEING the same which E. P. Jones, Jr., by Sheriff, by deed dated November 23, 1912, and recorded in the Recorder's Office of Allegheny County, Pennsylvania, in Deed Book Volume 1776, page 116, conveyed, inter alia, to the City of Pittsburgh.

PARCEL 40.

ALL THAT CERTAIN LOT OR PIECE OF GROUND situate in the 5th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lot No. 54 in the Allequippa Place Plan No. 2 of record in the Recorder's Office of Allegheny County in Plan Book Volume 12, page 16, and being bounded and described as follows, to wit:

BEGINNING on the Northerly side of Wadsworth street at the corner of Lot No. 53 in said Plan; thence extending Westwardly along Wadsworth street, 20 feet to line of Lot No. 55 in said plan; thence Northwestwardly along the dividing line between Lots Nos. 54 and 55, a distance of 100 feet to an unnamed way; thence along the Southerly line of said unnamed way, Northeastwardly 20 feet to the dividing line between Lots Nos. 53 and 54 in said plan; thence along the line of said Lot No. 53, in a Southeasterly direction, 100 feet to a point, the place of beginning.

BEING the same premises which the Sheriff of Allegheny County, by his deed dated November 23, 1912, of record in Deed Book Volume 1776, page 177, conveyed to said City of Pittsburgh.

PARCEL 41.

ALL THAT CERTAIN LOT OR PIECE OF GROUND situate in the 5th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lot No. 31 in the Allequippa Place Plan No. 2, laid out by A. C. Watkins, of record in the Recorder's Office of Allegheny County in Plan Book Volume 12, page 16, and being bounded and described as follows, to wit:

BEGINNING in the Southeasterly side of Carrillo (formerly Carrie) street, as laid out on said Plan, at the dividing line between Lots Nos. 31 and 32 in said Plan; and extending thence Southwestwardly along said Carrillo street, a distance of 105.52 feet to the intersection of Carrillo street and an unnamed way, as laid out on said plan; thence Northeastwardly along said unnamed way, a distance of 112.23 feet to the dividing line between Lots Nos. 31 and 32 in said plan; and thence Northwestwardly along said dividing line, a distance of 38.24 feet to Carrillo street, at the place of beginning.

BEING the same premises which the Sheriff of Allegheny County, by his deed

dated June 18, 1921, of record in Deed Book Volume 1896, page 198, conveyed to the City of Pittsburgh.

PARCEL 42.

ALL THOSE CERTAIN LOTS OR PIECES OF GROUND situate in the 5th, formerly 13th, Ward of the City of Pittsburgh, Allegheny County, State of Pennsylvania, being Lots Nos. 19, 20, 21 and 22 in the Allequippa Place Plan No. 2, laid out for A. C. Watkins and recorded in Recorder's Office of Allegheny County in Plan Book Vol. 12, page 16, bounded and described as follows:

BEGINNING on the Northerly line of Carrillo (Carrie) street, at the line dividing Lots Nos. 18 and 19 in said plan; thence along the said dividing line of Lots Nos. 18 and 19 in a Northwesterly direction, 97.32 feet to a point on the Southerly side of Alles way; thence, along the Southerly line of Alles way in a Southwesterly direction 80.08 feet to a point in line dividing Lots Nos. 22 and 23 in said plan; thence along said dividing line in a Southeasterly direction, 93.81 feet to a point on the Northerly line of Carrillo street; thence along the Northerly line of Carrillo street, in a Northeasterly direction, 80 feet to the line dividing Lots Nos. 18 and 19 in said plan, at the place of beginning.

BEING the same premises which the Sheriff of Allegheny County, by his deeds dated November 23, 1912, recorded on January 27, 1913, in Deed Book Vol. 1776, page 177, and deed dated November 23, 1912, recorded on January 27, 1913 in Deed Book Volume 1776, page 111, conveyed to the City of Pittsburgh.

PARCEL 43.

ALL THAT CERTAIN LOT OR PIECE OF GROUND situate in the 5th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lot No. 27 in the Allequippa Place Plan No. 2, of record in the Recorder's Office of Allegheny County in Plan Book Vol. 12, page 16, and being bounded and described as follows, to wit:

BEGINNING on the North line of Carrillo (formerly Carrie) street, at the corner of Lot No. 26 in said plan; thence along the said side of Carrillo street, in a Southwesterly direction, 20 feet to the dividing line between Lots Nos. 27 and 28 in said plan; thence Northwestwardly

along the line of Lot No. 28, 89.43 feet to the Southerly line of an unnamed way (20-foot way); thence along said line of said unnamed 20-foot way, Northeastwardly 20.02 feet to the dividing line between Lots Nos. 26 and 27 in said Plan; thence Southeastwardly along the line of Lot No. 28, 90.31 feet to the Northerly line of Carrillo street, at the place of beginning.

BEING the same premises which the Sheriff of Allegheny County, by his deed dated November 23, 1912, and of record in the Recorder's Office of Allegheny County in Deed Book Vol. 1776, page 177, conveyed, inter alia, to the City of Pittsburgh.

PARCEL 44.

ALL THAT CERTAIN LOT OR PIECE OF GROUND situate in the 5th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lot No. 6 and parts of Lots Nos. 7 and 8 in the Trafford Place Plan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book Volume 14, page 43, being together bounded and described as follows, to wit:

BEGINNING at a point on the Northerly side of Carrillo, formerly Carrie, street, at the Southeasterly corner of the aforesaid Lot No. 6, distant along said Northerly line of Carrillo street, 315.99 feet from the Northwesterly corner of Robinson and Carrillo streets; thence along the easterly line of said Lot No. 6, North 22° 02' 10" West 89.72 feet to the line of a 20-foot alley, (now known as Alles way); thence along the Southerly line of said way, South 67° 52' West 34.05 feet to a point; thence in a Southerly direction by a line of land conveyed by Charles M. Johnston to Charles M. Miller, by deed of record in Deed Book Vol. 898, page 483, 98 feet, more or less, to the Northerly line of Carrillo street, North 54° 07' 25" East 34.05 feet to the place of beginning.

BEING the same which the Sheriff of Allegheny County, by his deed dated June 18, 1931, of record in Deed Book Volume 1896, page 198, conveyed to the City of Pittsburgh.

PARCEL 45.

ALL THAT LOT OF GROUND situate in the 5th Ward being part of Lot No. 31 in the E. P. Jones Plan as recorded in Plan Book Volume 10, page 165, bounded and described as follows:

BEGINNING at a point on the Southerly side of Berthoud street at the dividing line between Lots Nos. 30 and 31 in said plan; thence South 89° 11' 33" West along Berthoud street 40 feet to a point, said point being distant 10 feet easterly from the dividing line between Lots Nos. 31 and 32 in said plan; thence in a Southerly direction by a line parallel with the dividing line between Lots Nos. 31 and 32 a distance of 96.25 feet to a point on the Northerly side of Alles street; thence North 89° 11' 33" East along the line of same 40 feet to the dividing line between Lots Nos. 30 and 31 aforesaid; thence in a Northerly direction along said dividing line 96.25 feet to a point on the Southerly side of Berthoud street, the place of beginning.

BEING the same which William Grieb, by Sheriff, by his deed dated June 8, 1912, and recorded in the Recorder's Office of Allegheny County, Pennsylvania, in Deed Book Volume 1745, page 34, conveyed to the City of Pittsburgh.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 6, 1939.

Approved November 9, 1939.

Ordinance Book 50, Page 348.

No. 639

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Harry S. Beaver for the sum of \$34.38, for one week's time, being equivalent to the time he would have been allowed for vacation.

WHEREAS, Harry S. Beaver, a veteran employe in the Filtration Division, Bureau of Water, was dismissed on March 1, 1934, and

WHEREAS, Mr. Beaver, an Assistant Filter Attendant, was deprived of his two weeks' vacation to which he was entitled under an ordinance of Council, and

WHEREAS, The Controller refused payment of the claim under Resolution No. 259, approved by Council, December 31, 1934, claiming it could be paid only

by ordinance passed under the provisions of the Wallace Act, Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Harry S. Beaver, for the sum of \$34.38, for one week's time, being equivalent to the time he would have been allowed for vacation, and charge same to Code Account No. 1741, Salaries, Regular Employes, Filtration Division, Bureau of Water.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 6, 1939.

Approved November 9, 1939.

Ordinance Book 50, Page 364.

No. 640

AN ORDINANCE—Authorizing the issuance of warrants in favor of the Pittsburgh Brush Co. in the sum of \$1173.00 and Addressograph Division in the sum of \$372.97, for Paint Brushes and Repairs furnished the City.

WHEREAS, the said Paint Brushes were furnished under the terms of a contract made during the year 1938, and

WHEREAS, the said Repairs were furnished for an addressograph for the Department of City Controller, and

WHEREAS, Under the provisions of an Act of May 23rd, 1874, authority is provided for the payment of services furnished for the benefit of the City without previous authority of Law, Now Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants as follows:*

Pittsburgh Brush Co.—\$1,173.00 Special Trust Fund—Stores.
Addressograph Division—\$372.97 Code Account 1050.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and

the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 6, 1939.

Approved November 9, 1939.

Ordinance Book 50, Page 364.

No. 641

AN ORDINANCE—Amending portions of Section 1 of Ordinance No. 597, approved December 22, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$972,791.00, including engineering and other necessary expenses for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$2,000,000.00 short-term promissory notes.", as amended and supplemented.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That portions of Section 1 of Ordinance No. 597, approved December 22, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$972,791.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$2,000,000.00 short-term promissory notes.", as amended and supplemented, which reads:*

"Docket No.	Construction Cost	Engineering and Other Necessary Expenses	Total
1616 Street Improvements—Schedule "A"-----	\$209,600.00	\$22,000.00	\$231,600.00
1631 Sewerage System in 33rd Street Drainage Basin -----	115,000.00	8,407.00	123,407.00
1634 Swimming Pools and Bath Houses in Burgwin, Ammon, Pleasant Valley and Moore Playgrounds -----	145,000.00	10,280.00	155,280.00
2132 Mission Street Bridges Reconstruction and River Avenue Viaduct----- shall be amended to read:	26,182.00	7,510.00	33,692.00"

"Docket No.	Cost of Construction and of Acquisition of or Damages to Property or Property Rights	Engineering and Other Necessary Expenses	Total
1616 Street Improvements—Schedule "A"-----	\$207,600.00	\$24,000.00	\$231,600.00
1631 Sewerage System in 33rd Street Drainage Basin -----	105,000.00	18,407.00	123,407.00
1634 Swimming Pools and Bath Houses in Burgwin, Ammon, Pleasant Valley and Moore Playgrounds -----	140,000.00	15,280.00	155,280.00
2132 Mission Street Bridges Reconstruction and River Avenue Viaduct-----	24,182.00	9,510.00	33,692.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 6, 1939.

Approved November 9, 1939.

Ordinance Book 50, Page 365.

No. 642

AN ORDINANCE — Appropriating and setting aside certain sums from Bond Fund 132, General Public Improvement Notes B 137, from Bond Fund 139, General Public Improvement Notes 1939, and Bond Fund 140, General Public Improvement Notes B 1939, aggregating \$5,630.21 for the payment of the City's share of the cost of treating the hillside adjoining the northerly side of Saw Mill Run Boulevard in the vicinity of Pittsburgh and West Virginia Rail Road over-pass, in conjunction with the Federal Work Projects Administration.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the following sums or so much thereof as may be necessary, aggregating \$5,630.21, shall be and the same are hereby appropriated and set apart from the Bond Funds respectively set forth for the payment of the City's share of the cost of treating the hillside ad-*

joining the Northerly side of Saw Mill Run Boulevard in the vicinity of the Pittsburgh and West Virginia Rail Road over-pass, in conjunction with the Federal Work Projects Administration;
Amount

\$4,552.17 from Bond Fund 132, General Public Improvement Notes B 1937.

\$ 402.81 from Bond Fund 139, General Public Improvement Notes 1939.

\$ 675.23 from Bond Fund 140, General Public Improvement Notes B 1939.

\$5,630.21 TOTAL

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 6, 1939.

Approved November 9, 1939.

Ordinance Book 50, Page 366.

No. 643

AN ORDINANCE — Providing for the letting of a contract or contracts for the furnishing and delivery of one hundred (more or less) coal heating stoves for the Department of Public Welfare.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies be and they are hereby authorized, empowered and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the furnishing of 100 Coal Stoves (Heating) at a cost not to exceed the*

sum of \$900.00 for the Department of Public Welfare in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class" approved the 7th day of March A. D. 1901, and the several supplements and amendments thereto and the Ordinance of Council in such cases made and provided, to be chargeable to and payable from Bond Fund, 138, Department of Public Welfare.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 6, 1939.

Approved November 9, 1939.

Ordinance Book 50, Page 366.

No. 644

AN ORDINANCE — Providing for the letting of a contract for the furnishing and delivery of Two 3 Way Multiversal Portable Deluge Nozzles for the Department of Public Safety, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Directors of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Two 3 Way Multiversal Portable Deluge Nozzles at a cost not to exceed the sum of \$600.00, for the Bureau of Fire, Department of Public Safety, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1468, Department of Public Safety.

Section 2.—That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 6, 1939.

Approved November 9, 1939.

Ordinance Book 50, Page 367.

No. 645

AN ORDINANCE — Providing for a contract for the transporting and processing of 16,000 pounds (more or less) raw cotton to be used by the W. P. A. Sewing Project sponsored by the Department of Public Welfare in the manufacture of comforts and mattresses to be distributed to indigent persons of the City of Pittsburgh who are without adequate means of support, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Welfare of the City of Pittsburgh shall be and are hereby authorized to advertise for proposals and to award a contract to the lowest responsible bidder for the transporting and processing of 16,000 pounds (more or less) raw cotton to be used by the W. P. A. Sewing Project sponsored by the Department of Public Welfare in the manufacture of comforts and mattresses to be distributed to indigent persons of the City of Pittsburgh who are without adequate means of support, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved March 7th, 1901, and the several supplements and amendments thereto and the Ordinances of Council in such cases made and provided, at an estimated cost not to exceed the total sum of \$1,000.00 to be chargeable to and payable from Bond Fund 138.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 6, 1939.

Approved November 9, 1939.

Ordinance Book 50, Page 367.

No. 646

AN ORDINANCE—Granting unto the Mt. Washington Street Railway Company, its successors, leasees and assigns, the right to enter upon, use and occupy Broadway, between Neeld avenue and Fallowfield avenue, Nineteenth Ward, and to cross all streets intersecting that part of Broadway, for the purpose of connecting its tracks upon what was formerly its private right-of-way to tracks now being operated under existing franchises.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That

the Mt. Washington Street Railway Company, its successors, lessees and assigns, shall have the right, and it is hereby authorized to enter upon, use, occupy and cross Broadway, between Neeld avenue and Fallowfield avenue, Nineteenth Ward, including such parts of the following streets and avenues as are made part of Broadway by intersection therewith: Fallowfield avenue, Beechview avenue, Hampshire avenue, Coast avenue, Realty avenue, Rutherford avenue, Belasco avenue, Pauline avenue, Boustead street, Catalpa street, Crosby avenue and Shiras avenue, in the City of Pittsburgh, for the purpose of connecting its tracks upon what was formerly its private right-of-way to tracks now being operated under existing franchises.

Section 2. The said Mt. Washington Street Railway Company, its successors, lessees and assigns, shall have the right to construct, maintain, operate and use, during the term of the grant, its railways as hereinbefore mentioned, with the necessary switches, frogs, curves and branch-offs to make the connection thereinbefore provided for, to operate its cars thereon and to use electricity as a motive power, and to erect, maintain and use in the streets and highways mentioned such posts, poles or other supports as said Company may deem convenient and necessary for the support and maintenance of such overhead system; subject, however, to the provisions of "A General Ordinance relating to the entry upon, over or under, or the use or occupation of any street, lane or alley, or any part thereof, for any purpose, by passenger or street railway companies, or by companies operating passenger or street railways, and providing reasonable regulations pertaining thereto for the public convenience and safety," approved the 25th day of February, A. D. 1890, and subject to all other lawful ordinances of the City of Pittsburgh and laws of the Commonwealth of Pennsylvania.

Section 3. The foregoing rights and privileges are granted subject to the following conditions, to-wit:

Within Thirty (30) days after the passage of this Ordinance, the Mt. Washington Street Railway Company shall file with the City Controller its certificate of acceptance of this Ordinance, said certificate of acceptance to be executed by the President and Secretary

of the Company, with its corporate seal attached. Said Mt. Washington Street Railway Company shall have no obligation to pave within the track area unless it shall operate independently. If its property and franchises are being operated by a lessee, or lessees, during all or any part of the term of this grant, in such event the terms of said lease, or leases, shall provide that the lessee, or lessees, shall maintain the paving within the track area (that is, between the rails and 18 inches on each side thereof) in conformity with the flanks of the street; and if said lessee, or lessees, shall fail to so maintain the paving after thirty (30) days' notice, then the City may repair the same and charge therefor the actual cost of labor and material and fifteen per cent. (15%) additional for administration and plant charges, said charges to be paid by the company, or companies, operating street cars in the area covered by this Ordinance.

Section 4. The duration of this franchise shall be perpetual, subject, however, to being modified in conformity with the general revision of all street railway franchises which may hereafter be entered into by agreement or by order of the United States District Court, for the Western District of Pennsylvania.

Section 5. The construction of the tracks and facilities, as well as the removal of the same, shall be subject to the approval of the Director of the Department of Public Works.

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 6, 1939.

Approved November 9, 1939.

Ordinance Book 50, Page 368.

No. 647

AN ORDINANCE—Widening BIGELOW BOULEVARD, from Crescent street to a point 260.0 feet westwardly therefrom, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That BIGELOW BOULEVARD, from Crescent street to a point 260.0 feet westwardly therefrom be and the same is hereby widened to a variable width by taking for public use for highway purposes the following described property, to wit:*

Beginning at the intersection of the present southerly line of BIGELOW BOULEVARD and the northerly line of Crescent street; thence extending westwardly along the present southerly line of Bigelow boulevard, 260.0 feet, more or less, to a point 33.0 feet, more or less, west of the dividing line between property now or late of E. M. Wolf and property now or late of John Lynch and Mary Lynch, his wife, the said point being perpendicularly opposite Station 126 + 75.49 on the running line as described in Ordinance No. 163, approved March 27, 1939; thence southwardly, perpendicular to the present southerly line of Bigelow Boulevard, 36.40 feet, more or less, to the northerly line of Crescent street; thence eastwardly along the northerly line of Crescent street, 262.5 feet, more or less, to the place of beginning.

Section 2. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to cause said BIGELOW BOULEVARD, from Crescent street to a point 260.0 feet westwardly therefrom, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages and expenses occasioned thereby, and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania, relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 6, 1939.

Approved November 9, 1939.

Ordinance Book 50, Page 369.

No. 648

AN ORDINANCE—Refixing the width and position of the sidewalks and roadway on SMALLMAN STREET, from a point 100.0 feet west of Twenty-seventh street to Twenty-eighth street, and providing for the construction of a railroad siding from Twenty-seventh street to Twenty-eighth street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the sidewalks and roadway, on SMALLMAN STREET from a point 100.0 feet west of Twenty-seventh street to Twenty-eighth street, be and the same are hereby refixed as follows, to wit:*

The northerly sidewalk shall have a uniform width of 10.0 feet and shall lie along and be parallel to the northerly street line.

The roadway from a point 100.0 feet west of Twenty-seventh street to Twenty-seventh street shall have a uniform width of 38.0 feet, lying between the northerly sidewalk as above described and the present 12.0-foot southerly sidewalk. From Twenty-seventh street to Twenty-eighth street, the roadway shall have a uniform width of 33.5 feet, and shall lie along and be parallel to the northerly sidewalk as above described.

The southerly sidewalk from Twenty-seventh street to Twenty-eighth street shall have a uniform width of 4.5 feet and shall lie along and be parallel to the southerly side of the roadway as above described.

The remaining portion of the street, being a strip 12.0 feet in width, from Twenty-seventh street to Twenty-eighth street, lying between the above described southerly sidewalk and the southerly street line, shall be used for the construction of a railroad siding.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 6, 1939.

Approved November 9, 1939.

Ordinance Book 50, Page 370.

No. 649

A^N ORDINANCE — Vacating BERTHOUD STREET, from Whitridge street to Morgan street.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk that the owners of all of the property fronting or abutting on the lines of BERTHOUD STREET, from Whitridge street to Morgan street, have petitioned the Council of the City of Pittsburgh, to enact an ordinance for the vacation of the same;

NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That BERTHOUD STREET, from Whitridge street to Morgan street, in the Fifth Ward of the City of Pittsburgh, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 6, 1939.

Approved November 9, 1939.

Ordinance Book 50, Page 371.

No. 650

A^N ORDINANCE — Vacating AUDLEY STREET, from Emma street to Battalion way.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all of the property fronting on AUDLEY STREET, in the Fourth Ward of the City of Pittsburgh to enact an ordinance for the vacation of the same;

NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That AUDLEY STREET, in the Fourth Ward of the City of Pittsburgh, from Emma street to Battalion way, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 6, 1939.

Approved November 9, 1939.

Ordinance Book 50, Page 371.

No. 651

A^N ORDINANCE — Vacating ROLL WAY, in the Thirtieth Ward of the City of Pittsburgh, from Orchard Place to Cedarhurst street.

WHEREAS, it appears by the petition and affidavit on file in the Office of the City Clerk, that the owners of all of the property fronting on the lines of ROLL WAY, in the Thirtieth Ward of the City of Pittsburgh, from Orchard Place to Cedarhurst street, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That ROLL WAY, formerly Wattle way, formerly Wren way, in the Thirtieth Ward of the City of Pittsburgh, from Orchard place to Cedarhurst street, as laid out in the Knox Bausman and Mathews Plan of Lots, recorded September 25, 1880, in the Recorder's Office of Allegheny County in Plan Book Volume 6, page 219, be and the same is hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 6, 1939.

Approved November 9, 1939.

Ordinance Book 50, Page 372.

No. 652

A^N ORDINANCE — Amending Zoning Ordinance No. 372, approved Aug-

ust 9, 1923, Zone Map, Sheet Z—O—O, by extending the Commercial District by including all that certain property, now classified "B" Residence District, fronting on the northerly side of Sylvania avenue from the line of the present Commercial District west of Taft avenue to the westerly line of lot numbered 38 in the John Richter Plan.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended by changing the Zone Map, Sheet Z—O—O, by extending the Commercial (U-3) District so as to include all that certain property, now classified "B" Residence (U-5) District, fronting on the northerly side of Sylvania avenue from the line of the present Commercial District west of Taft avenue to the westerly line of lot numbered 38 in the John Richter Plan.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 6, 1939.

Approved November 9, 1939.

Ordinance Book 50, Page 372.

No. 653

AN ORDINANCE—Amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E15, by (a) changing from an "A" Residence District to a Commercial District all that certain property bounded by Allequippa street; the westerly line of lot numbered 6 in Allequippa place, A. C. Watkin's Plan; Seine way; Wyandotte street; Outlet street; Allequippa street; Passage way, and the westerly line of lot numbered 4 in the Plan of Schenley Square; (b) extending the Third Area District by including all that certain property, now classified Second Area District, bounded by Allequippa street; Passage way, and the westerly line of the Plan of Schenley Square.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council*

assembled, and it is hereby ordained and enacted by the authority of the same, That Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended by changing the Zone Map, Sheet Z—N10—E15, by (a) changing from an "A" Residence (U-4) District to a Commercial (U-3) District all that certain property bounded by Allequippa street; the westerly line of lot numbered 6 in Allequippa place, A. C. Watkin's Plan; Seine way; Wyandotte street; Outlet street; Allequippa street; Passage way; and, the westerly line of lot numbered 4 in the Plan of Schenley Square, (b) by extending the Third Area (A-3) District so as to include all that certain property, now classified Second Area (A-2) District, bounded by Allequippa street; Passage way; and, the westerly line of the Plan of Schenley Square.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 6, 1939.

Approved November 9, 1939.

Ordinance Book 50, Page 373.

No. 654

AN ORDINANCE—Authorizing the City Clerk to employ Louis H. Hartman to complete a W. P. A. project in the City Clerk's office, for a period not to exceed three months, beginning November 8, 1939, and providing for the payment thereof from Code Account 1003, Miscellaneous Services.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the City Clerk be and he is hereby authorized to employ Louis H. Hartman to complete a W. P. A. project in the City Clerk's Office, for a period not to exceed three months, beginning November 8, 1939, at a compensation of 70 cents per hour, chargeable to and payable from Code Account 1003, Miscellaneous Services.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 13, 1939.

Approved November 15, 1939.

Ordinance Book 50, Page 373.

No. 655

AN ORDINANCE—Fixing the rate of interest at Two and one-tenth per centum (2-1/10%) per annum on \$3,500,000.00 Refunding Bonds 1939, Series "D" and "E", which were sold October 31, 1939, by authority of Ordinances Nos. 513 and 514 approved October 4, 1939.

WHEREAS, Ordinance No. 513 authorized and directed the sale of \$2,950,000.00 Refunding Bonds 1939 Series "D" at an interest rate of not less than one-half per centum (1/2%) per annum and not exceeding four per centum (4%) per annum, payable semi-annually and

WHEREAS, Ordinance No. 514 authorized and directed the sale of \$550,000.00 Refunding Bonds 1939, Series "E" at an interest rate of not less than one-half per centum (1/2%) per annum and not exceeding four per centum (4%) per annum payable semi-annually, and

WHEREAS, Under the terms of said ordinances and Acts of Assembly authorizing the same, the said bonds were advertised and sold to the First National Bank at Pittsburgh and the Peoples-Pittsburgh Trust Co. at an interest rate of Two and one-tenth per centum (2-1/10%) per annum plus a premium of \$2,726.50; Now, Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Refunding Bonds 1939, Series "D" and "E", in the aggregate principal amount of \$3,500,000.00, authorized by Ordinances Nos. 513 and 514 approved October 4, 1939, shall bear interest at the rate of Two and one-tenth per centum (2-1/10%) per annum, payable semi-annually).*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 13, 1939.

Approved November 15, 1939.

Ordinance Book 50, Page 374.

No. 656

AN ORDINANCE—Authorizing the issuance of warrants in favor of Nardulli & Sons Co., Inc., for \$483.60, Schnable Co. for \$493.32, Wilson Auto Springs Co. for \$130.18, S. & R. Grinding Machine Co. for \$48.74, C. B. Collins Supply Co. for \$66.89, Rensselaer Valve Co. for \$29.17, Philip Carey Co. for \$23.36 and John W. Marino for \$47.57 in payment of supplies and services furnished and extra work done on contracts for the benefit of the City, without previous authority of Law.

WHEREAS, Supplies and services were furnished and extra work done on contracts for the benefit of the City, without previous authority of Law, in the total sum of \$1,322.83, and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for payment of supplies and services furnished and extra work done on contracts for the benefit of the City without previous authority of Law, Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in favor of the following in payment for supplies and services furnished and extra work done on contracts for the benefit of the City, in the respective amounts set opposite their names and to charge same to code accounts designated:*

Nardulli & Sons Co., Inc., Contract No. 7173—B. F. 131-1	\$483.60
Schnable Company—Repairs, C. A. 1516	493.32
Wilson Auto Springs Company—Repairs, C. A. 1516	130.18
S. & R. Grinding & Machine Co.—Repairs, C. A. 1516	48.74
C. B. Collins Supply Co.—Bond Fund, C. A. Various	66.89
Rensselaer Valve Co.—Materials, C. A. 1772	29.17

Phillip Carey Co.—B. F. 129-51--- 23.36
John W. Marino, Contract No.
6467—Cement Walks, C. A.
1642 ----- 47.57

Total ----- \$1,322.83

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 13, 1939.

Approved November 15, 1939.

Ordinance Book 50, Page 374.

No. 657

AN ORDINANCE—Authorizing the issuance of a warrant in favor of John M. Rice for \$1,820.15, for professional services rendered the City of Pittsburgh without previous authority of law.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of John M. Rice in the sum of \$1,820.15, in full settlement of claim for professional services in connection with Pennsylvania Railroad vs. City of Pittsburgh, Bigelow Boulevard Slide Case, and charge same to Code Account No. 1076, Witness Fees.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 13, 1939.

Approved November 15, 1939.

Ordinance Book 50, Page 375.

No. 658

AN ORDINANCE—Providing for contracts for furnishing labor, materials and/or services necessary for the construction, reconstruction, maintenance,

repair and/or operation of buildings, structures, equipment, tools and other properties and their appurtenances, of the City of Pittsburgh in the custody of the Department of Public Works for the calendar year 1940, and providing for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to invite proposals and award contracts for furnishing labor, materials and/or services necessary for boiler and steel tank repairs, brick work repairs, concrete repairs, elevator repairs, electric welding, electrical repairs, hauling cast iron pipe and appurtenances, hauling stone, hot water and steam heating repairs, iron and wire work repairs, engineering instruments rentals and repairs, machinery repairs, office and drafting room furniture rentals and repairs, oxy-acetylene welding and brazing, plumbing repairs, roof repairs, soda ash hauling, towel service, adding and calculating machine rentals, maintenance and repairs, door lettering, furnishing keys and lock repairs, lawn mower repairs, marble and tile repairs, patch plastering, piano tuning, radiator and sheet metal repairs on automotive equipment, rat exterminator, saw sharpening, steel spring repairs on automotive equipment, typewriter rentals, maintenance and repairs, chlorinator equipment repairs, pneumatic tools repairs, night watch and fire alarm service, auto engine repairs, reborring blocks, grinding shafts, auto glass installation, headlight repairs, speedometer and odometer repairs, time signal service and any other proper and necessary work required for the use and advantage of the City of Pittsburgh in the construction, reconstruction, maintenance, repair and/or operation of the buildings, structures, equipment, tools and any other properties and appurtenances of the City of Pittsburgh in the custody of the Department of Public Works for the calendar year 1940, and to enter into contracts therefor in accordance with the laws and ordinances governing said City.

Section 2. That the costs thereof shall be and the same are hereby made payable from funds appropriated for con-

struction, reconstruction, miscellaneous services or for repairs, whichever may be proper to the character of the work performed, in the various accounts all under the supervision of the Department of Public Works, and the Mayor be and he is hereby authorized and directed to issue and the Controller to countersign warrants drawn on said funds in payment of same.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 13, 1939.

Approved November 15, 1939.

Ordinance Book 50, Page 376.

No. 659

AN ORDINANCE—Charging to Construction Accounts of various Pa. Dockets established for carrying out the Public Works Administration program in the Department of Public Works, certain expenses incurred in connection with the sale of short term notes and bonds heretofore charged to and paid from regular Code Accounts of the City and reimbursing the regular Code Accounts.

WHEREAS, certain expenses incident to the sale of short term notes and bonds to provide funds for carrying out the Public Works Administration program in the Department of Public Works have been paid out of funds appropriated in certain regular Code Ac-

counts to the City, and

WHEREAS, pursuant to the terms and conditions of the Federal Grant Offers, such expenses are eligible for reimbursement by application of Federal Funds up to 45% of the disbursements account thereof, providing the items involved are cleared through the respective Construction Accounts; NOW, THEREFORE,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the following sums shall be and the same are hereby made chargeable to and payable from the Construction Accounts respectively set forth, as an offset for payments heretofore made for the purposes set forth out of other Code Accounts, established by Ordinances of Council, and herein below set forth:*

Pa. Docket No.	Advertising Notes	Printing, Signing & Delivery of Bonds,		Advertising Sale of Bonds	Original Code Account
		Legal Opinion Lithographing for Notes	and Printing Proposals for Notes & Bonds		
1599-10A	\$1.86				Code Acct. 42
1599-10A		\$22.88			Code Acct. 43
1599-10A				\$2.40	Code Acct. 42
1599-10A			\$19.15		Code Acct. 43
1600-14A	5.20				Code Acct. 42
1600-14A		64.07			Code Acct. 43
1600-14A				6.13	Code Acct. 42
1600-14A			48.94		Code Acct. 43
1601-12A	2.97				Code Acct. 42
1601-12A		36.61			Code Acct. 43
1601-12A				3.47	Code Acct. 42
1601-12A			27.66		Code Acct. 43
1604-4A	\$4.09				Code Acct. 42
1604-4A		50.34			Code Acct. 43
1604-4A				4.80	Code Acct. 42
1604-4A			38.30		Code Acct. 43

Pa. Docket No.	Advertising Notes	Printing, Signing & Delivery of Bonds, and Printing Proposals for Notes & Bonds		Advertising Sale of Bonds	Original Code Account
		Legal Opinion Lithographing for Notes			
1612-15A	5.57				Code Acct. 42
1612-15A		68.65			Code Acct. 43
1612-15A				6.66	Code Acct. 42
1612-15A			53.20		Code Acct. 43
1996-7A	2.23				Code Acct. 42
1996-7A		27.46			Code Acct. 43
1996-7A				2.87	Code Acct. 42
1996-7A			21.28		Code Acct. 43
2208-22A	7.80				Code Acct. 42
2208-22A		96.11			Code Acct. 43
2208-22A				9.33	Code Acct. 42
2208-22A			74.48		Code Acct. 43
2299-23A	3.72				Code Acct. 42
2299-23A		45.77			Code Acct. 43
2299-23A				4.53	Code Acct. 42
2299-23A			36.17		Code Acct. 43

Section 2. The City Controller is hereby authorized and directed to reimburse the Code Accounts set forth above under the heading "Original Code Account" in the amounts charged against the Construction Accounts, for the purposes respectively set forth under the several Pa. Dockets.

Section 3. That any Ordinance or

part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 13, 1939.

Approved November 15, 1939.

Ordinance Book 50, Page 376.

No. 660

AN ORDINANCE—Authorizing the City of Pittsburgh, for the purpose of servicing the housing projects of the Housing Authority of the City of Pittsburgh, to co-operate with the said Housing Authority by purchasing and installing master water meters, valves and other necessary appurtenances thereto; by purchasing material and constructing the necessary vaults therefor, and providing for the payment thereof; prescribing a form of contract with the said Housing Authority with reference thereto, and authorizing the execution of said contract.

WHEREAS, the Housing Authority of the City of Pittsburgh (herein called the "Authority") proposes purchasing water from the City of Pittsburgh (herein called the "City") for its various projects in such a manner as to take advantage of the master meter water

rate as provided in its Cooperation Agreements with the City; and

WHEREAS, the City, for the purpose of servicing the various housing projects of said Authority, proposes furnishing and installing such master water meters, valves and other necessary appurtenances as well as purchasing materials and constructing the necessary vaults therefor; and

WHEREAS, in the interest of economy it is the desire of the City and the Authority that the City employ to the fullest extent Works Progress Administration labor forces; and

WHEREAS, the Authority proposes to reimburse the said City for the cost to the City therefor; Now Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the City, for the purpose of servicing the various housing projects of the Au-*

thority, is authorized and directed to purchase and install master water meters, valves and other necessary appurtenances as well as purchase the materials and construct the necessary vaults therefor.

Section 2. The Authority shall agree to reimburse the City for the cost to the City of Pittsburgh therefor.

Section 3. That the City shall enter into a contract with the Authority substantially in the following form:

AGREEMENT

BETWEEN THE CITY OF PITTSBURGH And The HOUSING AUTHORITY OF THE CITY OF PITTSBURGH

1. In consideration of the mutual promises of the City of Pittsburgh (herein called the "City") and the Housing Authority of the City of Pittsburgh (herein called the "Authority") hereinafter set forth, the City and the Authority agree as follows:

2. The Authority desires to purchase water from the City for its various housing projects in such a manner as to take advantage of the master meter water rates as provided in its Cooperation Agreements with the City.

3. The City, for the purpose of servicing the Authority's various housing projects, agrees to furnish and install such master water meters, valves and other necessary appurtenances as well as purchase materials and construct the necessary vaults therefor.

4. The Authority agrees to reimburse the said City for the cost of the above to the City.

5. In the interest of economy it is agreed between the City and the Authority that Works Progress Administration forces be employed to the fullest extent.

IN WITNESS WHEREOF, the City of Pittsburgh, Pennsylvania and the Housing Authority of the City of Pittsburgh have respectively caused this Agreement to be executed in triplicate as of the _____ day of _____, 1939.

CITY OF PITTSBURGH

By _____
Mayor.

(Seal)

ATTEST:

HOUSING AUTHORITY OF THE CITY OF PITTSBURGH

By _____
Chairman.

(Seal)

ATTEST:

Secretary.

Section 4. That the proper officers of the City of Pittsburgh are hereby authorized to execute in triplicate a contract substantially in the form set forth in SECTION 3 hereof, on behalf of the City.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 13, 1939.

Approved November 15, 1939.

Ordinance Book 50, Page 378.

No. 661

AN ORDINANCE—Widening portions of FORWARD AVENUE, from a point 129.53 feet west of the westerly terminus of the third curve east of Beechwood boulevard to a point 266.29 feet east of the easterly terminus of the same curve, and from a point 135.06 feet west of the westerly terminus of the fourth curve east of Beechwood boulevard to the easterly terminus of the fifth curve east of Beechwood boulevard; and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That portions of FORWARD AVENUE, from a point 129.53 feet west of the westerly terminus of the third curve east of Beechwood boulevard to a point 266.29 feet east of the easterly terminus of the same curve, and from a point 135.06 feet west of the westerly terminus of the fourth curve east of Beechwood boulevard to the easterly terminus of the fifth curve east of Beechwood boulevard, be and the same are hereby widened to variable widths by taking for public use for highway purposes, the

following described property, designated and described hereinafter as Portions "A", "B", "C" and "D" respectively, to wit:

PORTION "A"

Beginning on the present northerly line of FORWARD AVENUE, as opened and widened by Ordinance No. 371, approved October 1, 1917, at the point of tangent at the westerly terminus of the third curve therein east of Beechwood boulevard; thence extending westwardly along the said present northerly line, 129.53 feet to a point of curve; thence eastwardly by the arc of a circle deflecting to the left with a radius of 400.0 feet and a central angle of $9^{\circ} 44'$ for an arc distance of 87.95 feet to a point of tangent; thence eastwardly by the tangent, 138.52 feet to a point of curve; thence eastwardly by the arc of a circle deflecting to the left with a radius of 150.0 feet and a central angle of $32^{\circ} 08' 40''$, for an arc distance of 84.15 feet to a point of tangent on the present northerly line; thence westwardly along the present northerly line, 21.34 feet to a point of curve on the same; thence westwardly by the arc of a circle deflecting to the right with a radius of 200.0 feet and a central angle of $41^{\circ} 52' 40''$ for an arc distance of 146.18 feet to a point of tangent at the place of beginning.

PORTION "B"

Beginning on the present southerly line of FORWARD AVENUE, at the point of tangent at the easterly terminus of the third curve east of Beechwood Boulevard; thence extending eastwardly along the present southerly line 266.29 feet to a point of curve; thence westwardly by the arc of a circle deflecting to the left with a radius of 534.23 feet and a central angle of $9^{\circ} 25'$, for an arc distance of 87.80 feet to a point of reverse curve; thence westwardly by the arc of a circle deflecting to the right with a radius of 400.0 feet and a central angle of $16^{\circ} 19'$ for an arc distance of 113.91 feet to a point of tangent; thence by the tangent, westwardly 95.39 feet to the present southerly line; thence eastwardly along the present southerly line by the arc of a circle deflecting to the left with a radius of 244.0 feet and a central angle of $6^{\circ} 54'$, for an arc distance of 29.38 feet to the point of tangent at the place of beginning.

PORTION "C"

Beginning on the present southerly line of FORWARD AVENUE at the point of curve at the westerly terminus of the fourth curve east of Beechwood boulevard; thence extending eastwardly along the present southerly line by the arc of a circle deflecting to the left with a radius of 322.0 feet and a central angle of $18^{\circ} 34' 30''$, for an arc distance of 104.44 feet to a point of tangent on the same; thence continuing along the same eastwardly by the tangent, 681.01 feet to a point of curve on the same; thence eastwardly along the same by the arc of a circle deflecting to the left with a radius of 244.0 feet and a central angle of $54^{\circ} 13'$ for an arc distance of 230.88 feet to a point of tangent at the easterly terminus of the fifth curve east of Beechwood boulevard; thence westwardly by the tangent to the last mentioned curve, 157.61 feet to a point of curve; thence westwardly by the arc of a circle deflecting to the right, with a radius of 150.0 feet and a central angle of $73^{\circ} 41' 10''$ for an arc distance of 192.91 feet to a point of tangent; thence westwardly by the tangent, 159.05 feet to a point of curve; thence westwardly by the arc of a circle deflecting to the left with a radius of 300.0 feet and a central angle of $19^{\circ} 28' 10''$, for an arc distance of 101.94 feet to a point of tangent; thence westwardly by the tangent, parallel to and 10.0 feet south of the present southerly line, 109.03 feet to a point of curve; thence westwardly by the arc of a circle deflecting to the left with a radius of 318.56 feet and a central angle of $15^{\circ} 57' 40''$, for an arc distance of 88.74 feet to a point of curve; thence by the arc of a circle deflecting to the right with a radius of 400.0 feet and a central angle of $46^{\circ} 04' 10''$ for an arc distance of 335.59 feet to a point of reverse curve; thence westwardly by the arc of a circle deflecting to the left with a radius of 300.0 feet and a central angle of $13^{\circ} 32'$, for an arc distance of 85.03 feet to a point of tangent on the present southerly line; thence eastwardly along the present southerly line, 135.06 feet to the place of beginning.

PORTION "D"

Beginning on the present northerly line of FORWARD AVENUE, at a point of curve 250.0 feet east of the point of tangent at the easterly terminus of

the fourth curve east of Beechwood boulevard; thence eastwardly by the arc of a circle deflecting to the left, with a radius of 150.0 feet and a central angle of $16^{\circ} 20'$ for an arc distance of 42.76 feet to a point of reverse curve; thence eastwardly by the arc of a circle deflecting to the right with a radius of 200.0 feet and a central angle of $32^{\circ} 40'$ for an arc distance of 114.03 feet to a point of reverse curve; thence eastwardly by the arc of a circle deflecting to the left with a radius of 150.0 feet and a central angle of $16^{\circ} 20'$, for an arc distance of 42.73 feet to a point of tangent on the present northerly line; thence westwardly along the present northerly line, 196.88 feet to the place of beginning.

Section 2. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to cause said FORWARD AVENUE, from a point 129.53 feet west of the westerly terminus of the third curve east of Beechwood boulevard to a point 266.29 feet east of the easterly terminus of the same curve, and from a point 135.06 feet west of the westerly terminus of the fourth curve east of Beechwood boulevard to the easterly terminus of the fifth curve east of Beechwood boulevard, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages and expenses occasioned thereby, and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania, relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and same is hereby repealed, so far as the same affects this Ordinance.

Passed November 13, 1939.

Approved November 15, 1939.

Ordinance Book 50, Page 379.

No. 662

AN ORDINANCE—Accepting the dedication of certain property of St.

Peter's Church in the Fourth Ward of the City of Pittsburgh for public use for highway purposes, for the widening of FORBES STREET, from Craft avenue to a point 155.48 feet eastwardly therefrom.

WHEREAS, The Rector and Vestry of St. Peter's Church Pittsburgh, owners of the property hereinafter described, have executed and delivered to the City of Pittsburgh their certain deed of dedication, bearing date of October 25, 1939, now on file in the Office of the Bureau of Engineering of said City, wherein they have conveyed said ground to said City for public street or public highway purposes for the widening of Forbes street, from Craft avenue to a point 155.48 feet eastwardly therefrom, and has released the said City from any liability for damages for or by reason of the physical grading of said public highway to the grade to which Forbes street is now improved; THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the said deed of dedication of St. Peter's Church be and the same is hereby accepted, and the Bureau of Engineering is hereby authorized and directed to place the same on record in the Office of the Recorder of Deeds in and for the County of Allegheny.*

Section 2. The ground so as aforesaid conveyed to the said City for public highway purposes shall be and the same is hereby appropriated and opened as a public highway in accordance with the terms of said deed of dedication. for the widening of FORBES STREET, from Craft avenue to a point 155.48 feet eastwardly therefrom, the same being bounded and described as follows, to wit:

Beginning at the intersection of the northerly line of Forbes street with the easterly line of Craft avenue; thence along the easterly line of Craft avenue, North $43^{\circ} 23' 30''$ West, fourteen and $37/100$ (14.37) feet to a point of curve; thence southwardly and eastwardly by the arc of a circle deflecting to the left with a radius of ten (10) feet and a central angle of $90^{\circ} 6' 30''$, for an arc distance of fifteen and $73/100$ (15.73) feet to a point of tangent; thence by the tangent, parallel to and 4.25 feet northwardly from the northerly line of

Forbes street, North 46° 30' East, one hundred seven and 98/100 (107.98) feet to a point; thence North 52° 58' 10" East, thirty-seven and 72/100 (37.72) feet to the intersection of the northerly line of Forbes street with the easterly line of the grantors' property; thence along the northerly line of Forbes street, South 46° 30' West, one hundred fifty-five and 48/100 (155.48) feet to the point of beginning.

Section 3. The Department of Public Works is hereby authorized and directed to enter upon, take possession of and appropriate the said described ground for a public highway in conformity with the provisions of this ordinance.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 13, 1939.

Approved November 15, 1939.

Ordinance Book 50, Page 381.

No. 663

AN ORDINANCE—Approving the "HIGHLAND VILLAGE" Plan No. 1, situate in the Tenth Ward of the City of Pittsburgh, as laid out by Stanton Homes, Inc.; accepting the dedication of PRICE WAY, CAMELIA STREET, FAIRFIELD STREET and SIMONA DRIVE, as shown thereon, for public use for highway purposes; opening and naming the same, and establishing the grades thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* "HIGHLAND VILLAGE" Plan No. 1, situate in the Tenth Ward of the City of Pittsburgh, as laid out by Stanton Homes, Inc., in May, 1939, be and the same is hereby approved, and PRICE WAY, CAMELIA STREET, FAIRFIELD STREET and SIMONA DRIVE, as located and dedicated in said plan, are hereby accepted.

Section 2. PRICE WAY, CAMELIA STREET, FAIRFIELD STREET and SIMONA DRIVE, as aforesaid dedicated to said City for public highway purposes,

shall be and the same are hereby appropriated and opened as public highways and named respectively PRICE WAY, CAMELIA STREET, FAIRFIELD STREET and SIMONA DRIVE.

Section 3. The grades of PRICE WAY, CAMELIA STREET, FAIRFIELD STREET and SIMONA DRIVE, are hereby established as described in Ordinance No. 588, approved October 25, 1939, of record in Ordinance Book Volume 50, page 318.

Section 4. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to enter upon, take possession of and appropriate the said PRICE WAY, CAMELIA STREET, FAIRFIELD STREET and SIMONA DRIVE in conformity with the provisions of this ordinance.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 13, 1939.

Approved November 15, 1939.

Ordinance Book 50, Page 382.

No. 664

AN ORDINANCE—Refixing the width and position of the northerly sidewalk and roadway of FORBES STREET, from a point 70.0 feet west of Craft Avenue to a point 155.48 feet east of Craft Avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the width and position of the northerly sidewalk and the roadway of FORBES STREET, from a point 70.0 feet west of Craft Avenue to a point 155.48 feet east of Craft Avenue, be and the same are hereby refixed as follows, to wit:

The northerly curb line shall begin on the present northerly curb line at a point 70.0 feet west of the westerly line of Craft Avenue; thence shall extend eastwardly deflecting 2° 08' 52" to the left of the present northerly curb line for a distance of 51.22 feet to a point of curve; thence eastwardly and northwardly by the arc of a circle de-

deflecting to the left with a radius of 30.0 feet and a central angle of $87^{\circ} 44' 38''$ for an arc distance of 45.94 feet to a point of tangent on the westerly 10-foot curb line of Craft Avenue; thence to a point of curve on the easterly 10-foot curb line of Craft Avenue, said point of curve being 72.87 feet north of the southerly line of that portion of Forbes street east of Craft Avenue; thence southwardly and eastwardly by the arc of a circle, deflecting to the left with a radius of 20.0 feet and a central angle of $90^{\circ} 08' 30''$, for an arc distance of 31.45 feet to a point of tangent; thence by the tangent, parallel to and 11.42 feet north of the northerly line of Forbes Street to an angle 118.0 feet east of the easterly line of Craft Avenue; thence eastwardly 30.39 feet, deflecting $9^{\circ} 09' 08''$ to the right to the present northerly curb line of Forbes Street at a point 148.0 feet east of the easterly line of Craft Avenue; thence eastwardly, conforming to the present northerly curb line, for a distance of 7.48 feet to a point 155.48 feet east of the easterly line of Craft Avenue.

The northerly sidewalk from a point 70.0 feet west of the westerly line of Craft Avenue to Craft Avenue shall have a variable width lying between the above described northerly line and the northerly street line; from Craft Avenue to a point 118.0 feet east of the easterly line of Craft Avenue shall have a uniform width of 11.42 feet, lying along and contiguous to the northerly street line; thence to a point 155.48 feet east of the easterly line of Craft Avenue shall have a variable width lying between the above described northerly curb line and the northerly street line.

The roadway shall have a variable width lying between the above described northerly sidewalk and the existing southerly sidewalk.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 13, 1939.

Approved November 15, 1939.

Ordinance Book 50, Page 383.

No. 665

AN ORDINANCE—Vacating a portion of BIGELOW BOULEVARD, from a property line 93.0 feet east of Herron Avenue to a property line 119.33 feet east of Hancock Street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* a portion of BIGELOW BOULEVARD, from a property line 93.0 feet east of Herron Avenue to a property line 119.33 feet east of Hancock Street, be and the same is hereby vacated according to the following thereof, to wit:

Beginning on the southerly line of BIGELOW BOULEVARD (formerly Grant Boulevard), 60.0 feet in width, as opened by Ordinance No. 43, approved July 3, 1896, at the dividing line between property now or late of Michael J. Farrell and Mary E. Farrell, his wife, and property now or late of Joseph Rembisz and Barbara Rembisz, his wife, said place of beginning being 93.0 feet, more or less, along the southerly line of Bigelow boulevard as opened by said ordinance, from the easterly line of Herron Avenue; thence extending eastwardly along the southerly line of Bigelow Boulevard, as opened by said ordinance, 486.0 feet, more or less, to the dividing line between property now or late of the Commonwealth Trust Company, Trustee, a Pennsylvania corporation, and property now or late of Nicklaus Filipiak and Franciska Filipiak, his wife, the dividing line between the latter mentioned properties being 119.33 feet east of the easterly line of Hancock Street; thence southwardly along the dividing line between the said properties, 8.59 feet to the southerly line of Bigelow Boulevard, as widened by Ordinance No. 556, approved December 2, 1938; thence westwardly along the southerly line of Bigelow Boulevard, as widened by said ordinance, 486.0 feet, more or less, to the above mentioned dividing line between property now or late of Michael J. Farrell and Mary E. Farrell, his wife, and property now or late of Joseph Rembisz and Barbara Rembisz, his wife; thence northwardly along the said dividing line, 8.66 feet to the place of beginning.

Section 2. That any Ordinance or

part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 13, 1939.

Approved November 15, 1939.

Ordinance Book 50, Page 384.

No. 666

AN ORDINANCE—Authorizing the issuance of a warrant in favor of John F. Casey Company in the sum of \$1,952.23 in payment for delivery of blockstones from the Water Street Improvement, P. W. A. project, (with the County of Allegheny) to City Yard at 29th and Railroad Streets, for the benefit of the City without previous authority of Law.

WHEREAS, Blockstones were delivered from the Water Street Improvement, P. W. A. project with the County of Allegheny, to City Yard at 29th and Railroad Streets for the benefit of the City without previous authority of Law, and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for payment of work done for the benefit of the City without previous authority of Law, Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of John F. Casey Company in the sum of \$1,952.23 in payment for delivery of blockstones to City Yard at 29th and Railroad Streets from P. W. A. projects listed below for the benefit of the City and to charge same to the code account designated.*
Contractor—John F. Casey Company.
Project—Water Street Improvement—
Docket 2091-F.
Delivery Cost—Contract No. 4--\$1,129.23
Contract No. 5-- 823.00

Code Account No. 141-1-----\$1,952.23

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and

the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 20, 1939.

Approved November 21, 1939.

Ordinance Book 50, Page 385.

No. 667

AN ORDINANCE—Authorizing the issuance of warrants in favor of Marmins Construction Company for \$82.97, Moss & Blakeley Company for \$387.00, and Zangrille Plumbing Company for \$579.53 in payment for extra work on contracts in connection with P. W. A. projects for the benefit of the City without previous authority of Law.

WHEREAS, Extra work was done on contracts in connection with P. W. A. projects for the benefit of the City without previous authority of Law, and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for payment of extra work done on contracts for the benefit of the City without previous authority of Law, Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in favor of the following in payment for extra work on contracts listed below in connection with P. W. A. projects for the benefit of the City and to charge same to code accounts designated.*

Contractor—Marmins Construction Co.,
\$82.97, Code Account No. 136-14.

Project—Highland Park Comfort Station.

Docket—Pa. 1600-F, Contract No. 20—
General.

Controller's Contract No. 7338.

Contractor—Moss & Blakeley Co.,
\$387.00, Code Account No. 136-18.

Project—Magee Playground Bath House.

Docket—Pa. 1633-F, Contract No. 2—
Plumbing.

Controller's Contract No. 7265.

Contractor—Zangrille Plumbing Com-

pany, \$579.53, Code Account No. 136-22.

Project—Filter Houses at Kline's Arlington & Paulson Pools.

Docket—Pa. 2208-F, Contract No. 5—Plumbing.

Controller's Contract No. 7538.

Section 2. That any Ordinance or

part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 20, 1939.

Approved November 21, 1939.

Ordinance Book 50, Page 385.

No. 668

AN ORDINANCE—Appropriating and setting aside the aggregate amount of \$178,588.50 for the payment of the cost for improvements to the public highway, bridge and viaduct, water, park and recreation systems of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the following sums, or so much thereof as may be necessary, are hereby set apart and appropriated from the proceeds derived from Grants of Funds of the Government of the United States, for payment of the cost for making improvements to the public highway, bridge and viaduct, water, park and recreation systems of the City, in the Department of Public Works.*

	Cost of Construction and of Acquisition of or Damages to Property or Property Rights	Engineering and Other Necessary Expenses	Total
own Re- cing and nue	\$ 27,219.00	\$ 1,000.00	\$ 28,219.00
and	13,537.00	2,000.00	15,537.00
	13,545.00	_____	13,545.00
West	66,710.00	_____	66,710.00
s—	54,577.50	_____	54,577.50
---		_____	
	<u>\$175,588.50</u>	<u>\$ 3,000.00</u>	<u>\$178,588.50</u>

Section 2.—That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 20, 1939.

Approved November 21, 1939.

Ordinance Book 50, Page 386.

No. 669

AN ORDINANCE—Providing for the letting of a contract for the furnishing and delivery of One Combination Bus and Ambulance for the Pittsburgh City Home and Hospitals, Mayview, Pa., and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of One Combination Bus and Ambulance*

at a cost not to exceed the sum of \$4,800.00 including the trade-in of One 1933 Chevrolet Bus for the Pittsburgh City Home and Hospitals at Mayview, Pa., in accordance with an Act of Assembly entitled, "An Act for the government of cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and ordinances of Council in such cases made and provided, the amount set forth above to be chargeable to and payable from Code Account No. 1290-15, Pittsburgh City Home and Hospitals.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 20, 1939.

Approved November 21, 1939.

Ordinance Book 50, Page 387.

No. 670

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing of traffic equipment for the Bureau of Traffic Planning, Department of Public Safety, and for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies shall be, and they are hereby authorized, empowered and directed to advertise for proposals, and to let a contract or contracts to the lowest responsible bidder or bidders for the modification of that portion of the existing traffic controllers and/or the furnishing of the necessary controller part or parts in order that these controls may operate in accordance to the requirements of the recent Act of the General Assembly of the State of Pennsylvania, for the Bureau of Traffic Planning, Department of Public Safety, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901 and the several supplements and amend-

ments thereto, and the ordinances of City Council in such cases made and provided, the cost thereof not to exceed the sum of \$3,500.00, and to be charged to and payable from Code Account No. 1494, Item "D," Material.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 20, 1939.

Approved November 21, 1939.

Ordinance Book 50, Page 387.

No. 671

AN ORDINANCE—Authorizing and directing the grading, paving and curbing of Marlborough road, from the end of the present pavement, distant about 592 feet easterly from Wightman Street, to its easterly terminus, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes, to be carried out with aid furnished by the Federal Works Progress Administration, its successor or successors, and providing that the costs not borne by the Federal Works Progress Administration, its successor or successors, and the damages and expenses of the same be assessed against and collected from property especially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Marlborough Road, from the end of the present pavement, distant about 592 feet easterly from Wightman Street to its easterly terminus, be graded, paved and curbed and that as may be necessary, approaches be graded on the streets affected thereby and exploratory test holes sunk, to be carried out with aid furnished by the Federal Works Progress Administration, its successor or successors.

Section 2. That the Mayor and the Director of the Department of Public Works shall be and are hereby authorized to make application to the Federal Works Progress Administration,

its successor or successors, as may be required for aid in the performance of such work.

Section 3. The Director of the Department of Public Works be and is hereby authorized and directed to requisition the purchase of supplies, materials, tools and equipment, by the Director of the Department of Supplies; to rent tools, equipment and motor trucks, and to pay for engineering and supervisory expenses, minor repairs, miscellaneous services, rented space, and all such costs where the same are not borne by the Federal Works Progress Administration, its successor or successors, all as may be necessary for the proper performance of such work; the cost and expense to the City of all the foregoing not to exceed the sum of Eight Hundred (\$800.00) Dollars.

Section 4. That the costs of the work not borne by the Federal Works Progress Administration, its successor or successors, and of damages and expenses incurred in the performance of said work, shall be assessed against and collected from property especially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 20, 1939.

Approved November 21, 1939.

Ordinance Book 50, Page 388.

No. 672

AN ORDINANCE—Authorizing, empowering and directing the Director of the Department of Public Works to assume the supervision of all work required to complete the construction and equipment of the Municipal Hospital now being carried out under Docket Pa. 2218-F, and the supervision of the construction of new buildings and additions and alterations to existing buildings of the Leech Farm Tuberculosis Sanitarium, Docket Pa. 2154-F; to conduct all necessary proceedings in connection therewith, and

authorizing and directing the City Controller to countersign warrants for payment of all expenditures from City and Federal funds, incurred in connection therewith only upon pay rolls and estimates approved by the Director of the Department of Public Works, out of funds made available for payment of the costs and expenses incurred in carrying out said improvement.

WHEREAS, The construction of the Municipal Hospital and the additions and alterations to the Leech Farm Tuberculosis Sanitarium have proceeded to the stage where adequate engineering inspection and supervision by the City is necessary; and,

WHEREAS, No department in the City save the Department of Public Works has the requisite engineering staff for the proper technical supervision of this project; and,

WHEREAS, It is believed that the utilization of the engineering staff and facilities of the Department of Public Works will result in substantial savings to the City; now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That from and after the passage and approval of this Ordinance, the Director of the Department of Public Works is hereby authorized, empowered and directed to assume the supervision of all work required to complete the construction and equipment of the Municipal Hospital now being carried out under Docket Pa. 2218-F, and the supervision of the construction of new buildings and additions and alterations to existing buildings of the Leech Farm Tuberculosis Sanitarium, Docket Pa. 2154-F; and to conduct all necessary proceedings in connection therewith, including all dealings with the Public Works Administration. In connection with such supervision, the Director of the Department of Public Works is authorized and directed to utilize the services of such employees of the Department of Public Health and the Department of Lands and Buildings as he may require.*

Section 2. That the City Controller is hereby authorized and directed to countersign warrants for payment of work, engineering and other services performed and miscellaneous expenses

incurred only upon pay rolls and estimates approved by the Director of the Department of Public Works, the cost and expenses of which are hereby made chargeable to and payable from City and Federal funds made available for payment of costs and expenses incurred in carrying out the construction and equipment of the Municipal Hospital.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 27, 1939.

Approved November 29, 1939.

Ordinance Book 50, Page 389.

No. 673

AN ORDINANCE—Authorizing the issuance of a warrant in favor of John A. Galbreath in the sum of \$1,897.44 for payment of the City's share of the cost of extra work performed on Contract No. 7133 for the benefit of the City, without previous authority of Law.

WHEREAS, Extra work was performed on Contract No. 7133 for the benefit of the City without previous authority of Law, and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for payment of extra work performed on contracts for the benefit of the City without previous authority of Law, Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed and the City Controller to countersign a warrant in favor of John A. Galbreath in the sum of \$1,897.44 for payment of the City's share of the cost of extra work performed on Contract No. 7133 for the benefit of the City and to charge same to the funds appropriated therefor in Bond Fund No. 132.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and

the same is hereby repealed so far as the same affects this Ordinance.

Passed November 27, 1939.

Approved November 29, 1939.

Ordinance Book 50, Page 390.

No. 674

AN ORDINANCE—Authorizing the issuance of warrants in favor of Leebov Construction Company for \$12.56 and John Carson and Son for \$1,501.17 in payment for extra work on contracts in connection with P. W. A. projects for the benefit of the City without previous authority of Law.

WHEREAS, Extra work was done on contracts in connection with P. W. A. projects for the benefit of the City without previous authority of Law, and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for payment of extra work on contracts for the benefit of the City without previous authority of Law, Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in favor of the following in payment for extra work done on contracts listed below in connection with P. W. A. projects for the benefit of the City and to charge same to code accounts designated.*

Contractor—Leebov Construction Company, \$6.28, Code Account No. 136-14.

Project—Frazier Playground Field House.

Docket—Pa 1600 P, Contract No. 17. General.

Controller's Contract No. 7367.

Contractor—Leebov Construction Company, \$6.28, Code Account No. 136-14.

Project—Garfield Playground Field House.

Docket—Pa 1600 P, Contract No. 21. General.

Controller's Contract No. 7368.

Contractor—John Carson & Son,
\$1,501.17, Code Account No. 138-16.

Project—Bath & Field House at Cowley-
Goettman Playground.

Docket—Pa 1633 F, Contract No. 6,
Grading.

Controller's Contract No. 7359.

Section 2. That any Ordinance or
part of Ordinance, conflicting with the
provisions of this Ordinance, be and
the same is hereby repealed, so far as
the same affects this Ordinance.

Passed November 27, 1939.

Approved November 29, 1939.

Ordinance Book 50, Page 390.

No. 675

A^N ORDINANCE—Authorizing the is-
suanee of a warrant in favor of
the Navarro Corporation for \$11,359.30
in payment for extra work done on
contract in connection with a PWA
project for the benefit of the City, in
accordance with authority granted by
Resolution No. 99, approved August
14, 1939.

WHEREAS, extra work was done on
contract in connection with a PWA
project for the benefit of the City, in
accordance with authority granted by
Resolution No. 99, approved August 14,
1939, and

WHEREAS, Under the provisions of
the Act of May 23, 1874, authority is
provided for payment of extra work
done on contracts for the benefit of
the City, without previous authority of
law, Now, Therefore,

Section 1. *Be it ordained and enacted
by the City of Pittsburgh, in Council
assembled, and it is hereby ordained and
enacted by the authority of the same, That
the Mayor be and he is hereby au-
thorized and directed to issue and the
Controller to countersign a warrant in
favor of the Navarro Corporation for
\$11,359.30 in payment for extra work
performed on PWA project, Docket No.
Pa. 2218-F, New Municipal Hospital, for
the benefit of the City, and to charge*

the same to code account designated:

Code
Acc. No.

135 Navarro Corporation....\$11,359.30

Controller's Contract No. 7669

Section 2. That any Ordinance or
part of Ordinance, conflicting with the
provisions of this Ordinance, be and the
same is hereby repealed, so far as the
same affects this Ordinance.

Passed November 27, 1939.

Approved November 29, 1939.

Ordinance Book 50, Page 391.

No. 676

A^N ORDINANCE—Amending portions
of Section 1 of Ordinance No. 403,
approved September 10, 1938, entitled,
"An Ordinance appropriating and set-
ting aside the aggregate amount of
\$3,235,000.00, including engineering and
other necessary expenses, for improve-
ments to the public highway, bridge
and viaduct, sewerage, drainage, park,
recreation and water systems of the
City, in the Department of Public
Works, upon which offers of grants of
funds of the Government of the United
States have been received, from the
proceeds to be derived from the sale of
\$3,250,000.00 short-term promissory
notes," as amended and supplemented.

Section 1. *Be it ordained and enacted
by the City of Pittsburgh, in Council
assembled, and it is hereby ordained and
enacted by the authority of the same, That
the portions of Section 1 of Ordinance
No. 403, approved September 10, 1938,
entitled, "An Ordinance appropriating
and setting aside the aggregate amount
of \$3,235,000.00, including engineering
and other necessary expenses, for im-
provements to the public highway,
bridge and viaduct, sewerage, drainage,
park, recreation and water systems of
the City, in the Department of Public
Works, upon which offers of grants of
funds of the Government of the United
States have been received, from the
proceeds to be derived from the sale
of \$3,250,000.00 short-term promissory
notes," as amended and supplemented,
which reads:*

"Docket No.	Cost of Construc- tion and of Acquisition of or Damages to Property or Property Rights	Engineering and Other Necessary Expenses	Total
1591 Water Storage Tanks, Lincoln, Allentown, and Squirrel Hill Districts, Pipe Line Re- placement on Smallman Street, reinforcing main in the Oakland Heights District and Water Main Extension on Fifth Ave. in the Oakland District.....	\$313,313.00	\$14,000.00	\$327,313.00
1616 Street Improvements Schedule "A".....	1,000.00	12,000.00	13,000.00
1633 Bath and Field Houses in Magee and Cowley-Goettman Playgrounds	42,415.00	10,000.00	52,415.00
1634 Swimming Pools and Bath Houses in Burgwin, Ammon, Pleasant Valley and Moore Playgrounds	210,000.00	9,000.00	219,000.00
1635 Street Improvements Schedule "B".....	17,000.00	4,000.00	21,000.00
1649 Highland Park Zoo Building Remodeling.	50,812.00	5,900.00	56,712.00
1987 Recreation Buildings in Ormsby, West Penn and Warrington Playgrounds.....	97,560.00	22,000.00	119,560.00"

shall be amended to read:

"Docket No.	Cost of Construc- tion and of Acquisition of or Damages to Property or Property Rights	Engineering and Other Necessary Expenses	Total
1591 Water Storage Tanks, Lincoln, Allentown, and Squirrel Hill Districts, Pipe Line Re- placement on Smallman Street, reinforcing main in the Oakland Heights District and Water Main Extension on Fifth Ave. in the Oakland District.....	\$334,613.00	\$14,000.00	\$348,613.00
1616 Street Improvements Schedule "A".....	52,000.00	17,000.00	69,000.00
1633 Bath and Field Houses in Magee and Cowley-Goettman Playgrounds	29,415.00	10,000.00	39,415.00
1634 Swimming Pools and Bath Houses in Burgwin, Ammon, Pleasant Valley and Moore Playgrounds	144,000.00	9,000.00	153,000.00
1635 Street Improvements Schedule "B".....	38,000.00	6,500.00	44,500.00
1649 Highland Park Zoo Building Remodeling.	82,812.00	9,000.00	91,812.00
1987 Recreation Buildings in Ormsby, West Penn and Warrington Playgrounds.....	31,560.00	22,000.00	53,560.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 27, 1939.

Approved November 29, 1939.

Ordinance Book 50, Page 392.

No. 677

AN ORDINANCE—Appropriating and setting aside the aggregate amount of \$66,456.25, for the payment of the cost for improvements to the public

park and recreation systems of the City, in the Department of Public Works, from the proceeds of grants of funds of the Government of the United States.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and*

enacted by the authority of the same, That the following sum, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds derived from Grants of Funds

of the Government of the United States, for payment of the cost for making improvements to the public park and recreation systems of the City, in the Department of Public Works.

Pa. Docket No.		Cost of Construction Engineering and of Acquisition of and Other or Damages to Property Necessary or Property Rights Expenses		Total
1634	Swimming Pools and Bath Houses in Burgwin, Ammon, Pleasant Valley and Moore Ploygrounds		\$66,456.25	\$66,456.25

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 27, 1939.

Approved November 29, 1939.

Ordinance Book 50, Page 393.

No. 678

AN ORDINANCE—Appropriating and setting aside the additional sum of \$1,897.44 from Bond Fund 132, Public Improvement Notes "B" 1937, for the payment of the City's share of the cost for completing the replacement of hot and cold water piping and electrical conduits in the City-County Building.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the additional sum of \$1,897.44, or*

so much thereof as may be necessary, shall be and the same is hereby appropriated from Bond Fund 132, Public Improvement Notes "B" 1937, for the payment of the City's share of the cost for completing the replacement of hot and cold water piping and electrical conduits in the City-County Building.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 27, 1939.

Approved November 29, 1939.

Ordinance Book 50, Page 393.

No. 679

AN ORDINANCE—Providing for a contract or contracts to be carried out as a Federal Works Agency, Public Works Administration project, for repaving and otherwise improving of Panther Hollow road in Schenley Park, Section II, from a point about 1960 feet west of Hobart street to Panther Hollow Bridge, and for constructing and otherwise improving roadway connections to the approach to Wilmot Street Bridge, and to View road, and including the construction of an underpass and the reconstruction of a shelter house affected thereby, and providing for payment of the cost thereof from funds otherwise appropriated therefor.

Section 1. *Be it ordained and enacted*

by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and Director of the Department of Public Works, be and they are hereby authorized and directed to advertise for proposals, award, and enter into a contract or contracts for repaving and otherwise improving of Panther Hollow Road in Schenley Park, Section II, from a point about 1960 feet west of Hobart street to Panther Hollow Bridge, and for constructing and otherwise improving roadway connections to the approach to Wilmot Street Bridge, and to View road, and including the construction of an underpass, and the reconstruction of a shelter house affected thereby, in accordance with the laws and ordinances governing the said City of Pittsburgh, on improvements performed with financial aid from the

Federal Works Agency, Public Works Administration, for an amount not to exceed \$260,000.00, chargeable to and payable from funds provided therefor in Docket No. Pa. 2193-F.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 27, 1939.

Approved November 29, 1939.

Ordinance Book 50, Page 394.

No. 680

AN ORDINANCE—Providing for a contract or contracts for the reconstruction of a sewer on Goehring street from a point at or near Vista street to the existing sewer on Itin street, and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the reconstruction of a sewer on Goehring street from a point at or near Vista street to the existing sewer on Itin street, in accordance with the laws and ordinances governing said City, in an amount not exceeding the sum of Two Thousand Five Hundred (\$2,500.00) Dollars, chargeable to and payable from Code Account 1540, "Sewer Repair Schedule."*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 27, 1939.

Approved November 29, 1939.

Ordinance Book 50, Page 395.

No. 681

AN ORDINANCE—Authorizing and directing the construction of a pub-

lic sewer on the north sidewalk of Station street from a point about 110 feet east of North Highland avenue to the existing sewer on Station street at a point about 220 feet east of North Highland avenue, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor and providing for the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a Public Sewer be constructed on the north sidewalk of Station street from a point about 110 feet east of North Highland avenue, to the existing sewer on Station street at a point about 220 feet east of North Highland avenue, including, as may be necessary, the excavation of exploratory test holes.*

Commencing on the north sidewalk of Station street at a point about 110 feet east of North Highland avenue; thence eastwardly along the north sidewalk of Station street to the existing sewer on Station street at a point about 220 feet east of North Highland avenue. Said sewer to be terra cotta pipe and 15" in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of Eight Hundred (\$800.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and the expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of

Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and same is hereby repealed, so far as the same affects this Ordinance.

Passed November 27, 1939.

Approved November 29, 1939.

Ordinance Book 50, Page 395.

No. 682

AN ORDINANCE—Authorizing and directing the construction of a public sewer on the west sidewalk of Kingwood street from a point about 850 feet south of Homehurst avenue to the existing sewer on the west sidewalk of Kingwood street at a point about 400 feet south of Homehurst avenue, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a Public Sewer be constructed on the west sidewalk of Kingwood street from a point about 850 feet south of Homehurst avenue to the existing sewer on the west sidewalk of Kingwood street at a point about 400 feet south of Homehurst avenue, including, as may be necessary, the excavation of exploratory test holes.*

Commencing on the west sidewalk of Kingwood street at a point about 850 feet south of Homehurst avenue; thence northwardly along the west sidewalk of Kingwood street to the existing sewer on Kingwood street at a point about 400 feet south of Homehurst avenue. Said sewer to be terra cotta pipe and 8" in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of

Assembly of the Commonwealth of Pennsylvania, and the ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of One Thousand Nine Hundred (\$1,900.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and the expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same. ...

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 27, 1939.

Approved November 29, 1939.

Ordinance Book 50, Page 396.

No. 683

AN ORDINANCE—Authorizing and directing the construction of a public sewer on Cross street from a point about 20 feet west of Strauss street to the existing sewer on Charles street, including, as may be necessary, the excavation of exploratory test holes; providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a Public Sewer be constructed on Cross street from a point about 20 feet west of Strauss street to the existing sewer on Charles street, including, as may be necessary, the excavation of exploratory*

test holes.

Commencing on Cross street at a point about 20 feet west of Strauss street; thence westwardly along Cross street to the existing sewer on Charles street. Said sewer to be terra cotta pipe and 15" in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of One Thousand Four Hundred (\$1,400.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and the expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 27, 1939.

Approved November 29, 1939.

Ordinance Book 50, Page 397.

No. 684

A^N ORDINANCE—Amending Ordinance No. 83, entitled, "An Ordinance providing for a contract or contracts for remodeling and reconstruction of No. 11 Engine House, situate at Ninth and Bingham streets in the 17th Ward of the City of Pittsburgh in an amount not exceeding Twelve Thousand (\$12,000.00) Dollars, and for the payment of the cost thereof," which became a law February 28, 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Ordinance No. 83, entitled, "An Ordinance providing for a contract or contracts for remodeling and reconstruction of No. 11 Engine House, situate at Ninth and Bingham streets in the 17th Ward of the City of Pittsburgh in an amount not exceeding Twelve Thousand (\$12,000.00) Dollars, and for the payment of the cost thereof," which became a law February 28, 1938, shall be and the same is hereby amended to read as follows:

"AN ORDINANCE providing for remodeling and reconstruction of No. 11 Engine House situate at Ninth and Bingham streets, 17th Ward, Pittsburgh, in an amount not exceeding \$12,000.00, and for the payment of the cost thereof.

"Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Lands and Buildings shall be and they are hereby authorized and directed to requisition for supplies, materials and equipment and to employ the following:

Carpenters—each per day.....	\$12.00
Plumbers—each per day.....	13.00
Steamfitters—each per day.....	13.00
Bricklayers—each per day.....	14.00
Electricians—each per day.....	13.20
Composition Roofers—each per day	12.00
Sheet Metal Workers—each per day	12.00
Painters—each per day.....	12.00
Plasterers—each per day.....	14.00
Structural Iron Workers—each per day	12.00
Laborers—each per day as required	6.40

Section 2. That the sum of \$12,000, or so much thereof as may be necessary, shall be and the same is hereby made chargeable to and payable from the fund appropriated therefor, as follows:

\$ 1,000.00 from Bond Fund No. 127, and \$11,000.00 from Bond Fund No. 132, and the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign warrants drawn on said fund for the payment of the cost thereof."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 27, 1939.

Approved November 29, 1939.

Ordinance Book 50, Page 397.

No. 685

AN ORDINANCE—Authorizing the leasing to the South Side Market House Association the first floor of the South Side Market House.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby authorized and directed to execute and deliver a lease to the South Side Market House Association for the first floor of the South Side Market House.*

Said lease shall be made for a period of one (1) year commencing January 1, 1940, at the annual rental of \$1,200.00, payable in equal monthly installments of \$100.00 in advance during the term, with an option or privilege of an extension of said lease for a further period of one year.

The said lease shall contain such provisions as may in form be approved by and seem proper to the City Solicitor and the Director of the Department of Lands and Buildings.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 27, 1939.

Approved November 29, 1939.

Ordinance Book 50, Page 398.

No. 686

AN ORDINANCE—Authorizing the execution of a lease to W. D. George,

Thomas M. Benner and Thomas Fitzgerald, Trustees for Pittsburgh Railways Company (Debtor under Section 77-B Bankruptcy Act), its successors and assigns, of the Machinery Hall and adjacent land and buildings, being a part of the Western Pennsylvania Exposition Society Property.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the mayor and the Director of the Department of Lands and Buildings be authorized on behalf of the City of Pittsburgh to execute a lease to W. D. George, Thomas M. Benner and Thomas Fitzgerald, Trustees for Pittsburgh Railways Company (debtor under Section 77-B, Bankruptcy Act), its successors and assigns, for property in the First Ward, Pittsburgh, Pa., known as Machinery Hall and adjacent land and buildings, as shown on the blueprint identified as "Plan showing Machinery Hall on Duquesne way and vicinity, Pittsburgh Railways Company, on file in the office of Chief Engineer, January 7, 1920, No. 17882," for a term of one year, commencing November 1, 1939, at an annual rental of \$12,000.00, payable monthly. The form of said lease to be approved by the City Solicitor.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 27, 1939.

Approved November 29, 1939.

Ordinance Book 50, Page 399.

No. 687

AN ORDINANCE—Vacating DESPLANE WAY (formerly Delaware Alley) in the Fifth Ward of the City of Pittsburgh, from Soho street to its westerly terminus, formerly Kirkpatrick street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That DESPLANE WAY (formerly Delaware Alley), in the Fifth Ward of the City of Pittsburgh, from Soho street to its westerly terminus, formerly Kirkpatrick*

street, be and the same is hereby vacated.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 27, 1939.

Approved November 29, 1939.

Ordinance Book 50, Page 399.

No. 688

AN ORDINANCE — Vacating an UN-NAMED WAY, in the Fifth Ward of the City of Pittsburgh, lying between Wyandotte street and Desplane way, and extending from Moultrie street to its westerly terminus, formerly Kirkpatrick street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the UN-NAMED WAY, in the Fifth Ward of the City of Pittsburgh, bordered on the South by Lot No. 504 and on the North by Lot No. 505 in the Yost Ruch Plan of Lots, of record in the Office of the Recorder of Deeds of Allegheny County, in Plan Book Volume 9, pages 56 and 57, lying between Wyandotte street and Desplane way, and extending from Moultrie street to its westerly terminus, formerly Kirkpatrick street, be and the same is hereby vacated.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 27, 1939.

Approved November 29, 1939.

Ordinance Book 50, Page 400.

No. 689

AN ORDINANCE—Refixing the width and position of the sidewalks and roadway of BROADWAY, from Fallowfield avenue to Neeld avenue; re-estab-

lishing the grade thereof from Fallowfield avenue to Hampshire avenue, and re-establishing the grade of the northerly curb line thereof, from a point 128.22 feet east of Boustead street to Crosby avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the sidewalks and roadway of BROADWAY, from Fallowfield avenue to Neeld avenue, the grade thereof from Fallowfield avenue to Hampshire avenue, and the grade of the northerly curb line thereof from a point 128.22 feet east of Boustead street to Crosby avenue, be and the same are hereby refixed and re-established as follows, to wit:

The southerly curb line, from the westerly curb line of Fallowfield avenue to a point of curve 63.78 feet westwardly therefrom, shall be parallel to and 6.0 feet north of the southerly line of Broadway; thence shall extend southwestwardly by the arc of a circle deflecting to the left with a radius of 164.63 feet and a central angle of 59° 38' for an arc distance of 171.35 feet to a point of compound curve; thence southwestwardly by the arc of a circle deflecting to the left with a radius of 139.76 feet, and a central angle of 30° 15' for an arc distance of 73.79 feet to a point of tangent at Hampshire avenue.

The southerly sidewalk from Fallowfield avenue to the above mentioned point of curve shall have a uniform width of 6.0 feet, lying between the above described southerly curb line and the southerly street line; thence to the above mentioned point of tangent at Hampshire avenue shall have a variable width, ranging from 6.0 feet to 9.0 feet, lying between the above described southerly curb line and the southerly street line.

The northerly sidewalk from Fallowfield avenue to Hampshire avenue, shall conform in width and position to the existing northerly sidewalk.

The roadway from Fallowfield avenue to Hampshire avenue shall have a variable width lying between the above described sidewalks.

From Hampshire avenue to Coast avenue, the sidewalks shall each have a uniform width of 9.0 feet, lying along and contiguous to their respective street

lines.

The roadway between the last above named terminals shall have a uniform width of 62.0 feet, lying between the above described sidewalks; thence to a point of tangent, on the northerly curb line 67.53 feet east of the easterly curb line of Rutherford avenue, and to a point of tangent on the southerly curb line 106.13 feet east of the easterly curb line of Rutherford avenue produced, the sidewalks shall each have a variable width, ranging from 9.0 feet at Coast avenue to 15.0 feet at the above named westerly terminus.

The roadway from Coast avenue to the point of tangent on the northerly curb line 67.53 feet east of the easterly curb line of Rutherford avenue, shall have a variable width ranging from 62.0 feet at the former to 50.0 feet at the latter mentioned point, and lying between the above described sidewalks.

The sidewalks, from the point of tangent on the northerly curb line 67.53 feet east of the easterly curb line of Rutherford avenue, and from the point of tangent on the southerly curb line 106.13 feet east of the easterly curb line of Rutherford avenue produced, to Neeld avenue shall each have a uniform width of 15.0 feet, lying along and contiguous to their respective street lines.

The roadway between the last above named terminals shall have a uniform width of 50.0 feet, lying between the above described sidewalks.

Section 2. The grade of the southerly curb line, from Fallowfield avenue to Hampshire avenue, shall begin at the westerly 14-foot line of Fallowfield avenue, at an elevation of 1134.92 feet; thence shall rise at the rate of 5.56% for a distance of 60.41 feet, to an elevation of 1138.28 feet; thence shall rise at the rate of 6.63% for a distance of 260.25 feet to the northerly curb line of Hampshire avenue, to an elevation of 1155.53 feet.

The grade of the northerly curb line from Fallowfield avenue to Hampshire avenue, shall begin at the westerly curb line of Fallowfield avenue, at an elevation of 1134.92 feet; thence shall rise at the rate of 5.54% for a distance of 128.22 feet, to an elevation of 1142.15 feet; thence shall rise at the rate of 5.41% for a distance of 111.46 feet, to an elevation of 1148.18 feet; thence shall

conform to the existing grade to Hampshire avenue.

The grade of the northerly curb line from a point 128.22 feet east of Boustead street to Crosby avenue, shall begin at a point of horizontal curve 128.22 feet east of the northerly curb line of Boustead street, at an elevation of 1207.41 feet; thence shall rise at the rate of 0.805% for a distance of 462.54 feet to the northerly curb line of Crosby avenue, to an elevation of 1211.13 feet.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 27, 1939.

Approved November 29, 1939.

Ordinance Book 50, Page 400.

No. 690

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Welfare to carry out and complete a Housekeeping Aid project in conjunction with the Federal Work Projects Administration, to provide employment for needy persons for assistance in housework, care of children and simple home care of the sick in the homes of the needy, and authorizing the payment of such cost as may not be assumed by the Federal Work Projects Administration, and setting aside the sum of \$4,000.00 from Bond Fund No. 138, Public Welfare Relief Bonds, Series 1938.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Welfare be and they are hereby authorized and directed to carry out and complete a Housekeeping Aid project to provide employment for needy persons for assistance in housework, care of children and simple home care of the sick in homes of the needy, in conjunction with the Federal Work Projects Administration.

Section 2. That the Mayor and the Director of the Department of Public

Welfare shall be and they are hereby authorized to make application to the Federal Work Projects Administration as may be required for such work.

Section 3. That the Director of the Department of Public Welfare be and he is hereby authorized and directed to pay for rented space, telephone, light and heat, food supplies and other supplies as may be necessary for the proper performance of such work.

Section 4. That the sum of \$4,000.00 for the payment of expenses to be borne by the City of Pittsburgh or so much thereof as may be necessary, shall be and the same is hereby made chargeable to and payable from Bond Fund No. 138, Public Welfare Relief Bonds, Series 1938, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said fund for the payment of the cost thereof.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 27, 1939.

Approved November 29, 1939.

Ordinance Book 50, Page 402.

No. 691

AN ORDINANCE—Authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Two Hundred Fifty Thousand (\$250,000.00) Dollars and providing for the issue and sale of bonds of said City in said amount to provide funds for the following purpose, viz: Providing food, clothing, fuel and shelter for and otherwise assisting residents of the City of Pittsburgh who are without adequate means of support, and providing for the redemption of said bonds and the payment of interest thereon.

WHEREAS, the corporate authorities of the City of Pittsburgh by Ordinance duly enacted by the Council thereof, and approved by the Mayor thereof on March 15, 1932, and duly recorded and published as required by law, signified their desire that the indebtedness of said City be increased in the sum of

Three Million (\$3,000,000.00) Dollars for the purposes described in the following ordinance and provided that the question of increasing the indebtedness in said amount for said purposes be submitted to a vote of the Electors of said City at a special election held on April 26th, 1932, and

WHEREAS, after due legal notice, said election was held and conducted as required by law and a majority of the Electors who voted at said election, voted in favor of said increase of indebtedness and the vote was duly counted by the Court of Quarter Sessions as required by law and the Clerk of Quarter Sessions made a record thereof, and a certified copy of such record, under seal showing the result, was furnished as required by law to the corporate authorities of the City of Pittsburgh and the same has been placed of record upon the minutes thereof, Now Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the indebtedness of the City of Pittsburgh be increased by the amount of Two Hundred Fifty Thousand (\$250,000.00) Dollars to provide funds for the following purpose, viz: Providing food, clothing, fuel and shelter for and otherwise assisting residents of the City of Pittsburgh who are without adequate means of support.*

Section 2. Said bonds shall be issued in denominations of One Thousand (\$1,000.00) Dollars and Five Hundred (\$500.00) Dollars; shall be dated as of the First day of December 1939, and shall be payable in twenty equal annual installments of Twelve Thousand Five Hundred (\$12,500.00) Dollars each, one of which shall mature on the first day of December in each of the years 1940 to 1959, inclusive. Said bonds shall bear interest at the rate of not less than one-half per centum ($\frac{1}{2}\%$) per annum and not exceeding four per centum (4%) per annum, to be determined by the acceptance of the bids submitted in accordance with published advertisements, as hereinafter provided, payable semi-annually on the first day of June and December in each year during the term thereof, without deduction for any taxes which may be levied on said bonds or on the debt secured

thereby by the Commonwealth of Pennsylvania, pursuant to any present or future law (except succession, estate, inheritance and gift taxes), the payment of which taxes is hereby assumed by the City of Pittsburgh. The principal of and interest on said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for registered bonds of the same maturity, by surrendering such coupon bond or bonds, with all coupons not yet due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42, Contingent Fund.

Registered bonds shall be registered with the City Treasurer, and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller, and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any such officials, the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place.

Each of said bonds shall be known and designated as

PUBLIC WELFARE RELIEF BONDS 1939

Section 3. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, to the highest responsible bidder therefor after public notice by advertisement as may be required by law.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said bonded debt shall have been increased or incurred, namely, the year 1940, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and any tax

thereon which by the terms of said bonds is assumed by the City, and also an annual tax commencing in said year equal to five per centum (5%) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and retirement of said bonds as they become due and payable according to their terms, and the same is hereby appropriated out of revenues of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance, and the Acts of Assembly authorizing the same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights, privileges and immunities thereof, shall be free from taxation, as aforesaid, and for the payment of the principal of the said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the Form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No. _____ \$ _____
UNITED STATES OF AMERICA
COMMONWEALTH OF PENNSYLVANIA
CITY OF PITTSBURGH
PUBLIC WELFARE RELIEF BOND 1939
KNOW ALL MEN BY THESE PRESENTS, That the City of Pittsburgh, a municipal corporation, created by and existing under the laws of the Commonwealth of Pennsylvania is indebted to the bearer in the sum of One Thousand (\$1,000.00) Dollars lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of December A. D. _____, with interest thereon from the date hereof at the rate of _____ per centum (____%). payable semi-annually to the bearer of the annexed coupons at the time and place therein specified, without deduction for any taxes which may be levied hereon or on the debt secured hereby, by the Commonwealth of Pennsylvania, pursuant to any present or future law (except succession, estate, inheritance and gift taxes), the payment of which is hereby assumed by the City of Pitts-

burgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby irrevocably pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and denomination by surrendering the said coupon bond or bonds, with all coupons not then due, at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to Two Hundred Fifty Thousand (\$250,000.00) Dollars issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of the following Acts of the General Assembly of the Commonwealth of Pennsylvania, viz: The Act of April 20, 1874, P. L. 65, the Act of May 1, 1873, P. L. 87, and the Act of March 7, 1901, P. L. 20, and the various supplements and amendments to each of said Acts, and also in pursuance of an ordinance of the City of Pittsburgh, duly enacted by the Council thereof on _____, 19____, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and state tax hereon, and also the principal hereof at maturity; and that the total amount of the indebtedness of the City of Pittsburgh, including the entire issue of the above-mentioned bonds, of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of December, 1939.

[Seal of the City of Pittsburgh]

CITY OF PITTSBURGH

By.....
Mayor.

Countersigned:

.....
City Controller.
(Form of Coupon)

On the first day of....., 19____,
the City of Pittsburgh, Pennsylvania,
will pay to the bearer at the office of
the City Treasurer of said City.....
Dollars (\$.....) lawful money
of the United States of America, for
six months' interest on its PUBLIC WEL-
FARE RELIEF BOND 1939 dated as of
....., 1939, numbered.....
.....City Controller.

The registered bonds issued in pur-
suance of this ordinance shall be sub-
stantially in the following form:

No..... \$.....

UNITED STATES OF AMERICA
COMMONWEALTH OF PENNSYLVANIA
CITY OF PITTSBURGH
PUBLIC WELFARE RELIEF BOND 1939

KNOW ALL MEN BY THESE PRES-
ENTS, That the City of Pittsburgh, a
municipal corporation, created by and
existing under the laws of the Common-
wealth of Pennsylvania is indebted to
.....in the sum of
.....lawful money
of the United States of America, which
sum the said City of Pittsburgh prom-
ises to pay to the said.....
legal representatives or assigns, at the
office of the City Treasurer of the said
City on the first day of December, A. D.
19____, with interest thereon at the rate
of..... per centum (...%) per an-
num, payable at the same place on the
first days of June and December of each
year, without deduction for any taxes,
which may be levied hereon or on the
debt secured hereby by the Common-
wealth of Pennsylvania pursuant to any
present or future law (except succe-
ssion, estate, inheritance and gift taxes),
the payment of which is hereby as-
sumed by the City of Pittsburgh. And
for the true and faithful payment of
the principal of this bond and the
semi-annual interest thereon, as afore-
said, the faith, honor, credit and prop-
erty of the said City of Pittsburgh are
hereby irrevocably pledged. This bond
is transferable only on the books of
the said City Treasurer. This bond is

one of a series of bonds amounting in the aggregate to Two Hundred Fifty Thousand (\$250,000.00) Dollars, issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of the following Acts of the General Assembly of the Commonwealth of Pennsylvania, viz: The Act of April 20, 1874, P. L. 65 the Act of May 1, 1873, P. L. 87, the Act of March 7, 1901, P. L. 20, and the various supplements and amendments to each of said Acts, and also in pursuance of an ordinance of the City of Pittsburgh, duly enacted by the Council thereof and approved by the Mayor thereof on _____, 193____, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and state tax hereon, and also the principal hereof at maturity; and that the total amount of the indebtedness of the City of Pittsburgh, including the entire issue of the above-mentioned bonds, of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of December, 1939.

[Seal of the City of Pittsburgh]

CITY OF PITTSBURGH

By _____

Mayor.

Countersigned:

Registered this _____ day of _____

A. D. 19____, at the office of the City Treasurer of the City of Pittsburgh.

Registrar.

Section 7. Pending the execution and delivery of the permanent bonds to be issued under this ordinance, the Mayor and the City Controller are authorized to have prepared, and to execute and

deliver to the purchaser of the bonds hereby authorized, one or more temporary typewritten or printed bonds for the aggregate principal amount of the bonds authorized by this ordinance, which temporary bonds shall be in such denomination and amount as the Mayor and the Controller may determine, and shall be substantially of the tenor of the registered bonds to be issued hereunder, with such appropriate omissions, insertions and variations as may be required. Each of said temporary bonds shall bear on its face the words PUBLIC WELFARE RELIEF BOND 1939 and such temporary bonds shall be exchangeable at the office of the City Controller for a like principal amount of permanent bonds, when such permanent bonds are ready for delivery.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 4, 1939.

Approved December 5, 1939.

Ordinance Book 50, Page 403.

No. 692

A N ORDINANCE—Amending Section 1 and the Title of Ordinance No. 568, approved December 6, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as a Federal Emergency Administration of Public Works Project for the construction of hospital buildings, alterations and additions to existing hospital buildings and the construction of a new boiler house or heating plant at Leech Farm Tuberculosis Sanatorium, including necessary equipment, reconstruction of utilities and improvement to grounds."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 1 and the Title of Ordinance No. 568, approved December 6, 1938, entitled, "An Ordinance providing for a contract or contracts to be carried out as a Federal Emergency Administration of Public Works Project for the construction of hospital buildings, altera-

tions and additions to existing hospital buildings and the construction of a new boiler house or heating plant at Leech Farm Tuberculosis Sanatorium, including necessary equipment reconstruction of utilities and improvement to grounds.", shall be amended by inserting after the words,

"existing hospital buildings"
the following:

"including equipment required to be furnished and installed during the construction of said buildings, and alterations and additions"
and further amended by changing the terminology which reads:

", including necessary equipment"
to read:

"and necessary equipment and appurtenances therefor and for"
the sum stipulated in Section 1 amounting to:

"\$687,000.00"

shall be changed to read:

"\$732,000.00."

Section 1 shall be further amended by inserting after the word

"Health"
the following:

"and/or Public Works."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 4, 1939.

Approved December 5, 1939.

Ordinance Book 50, Page 407.

No. 693

AN ORDINANCE—Authorizing the issuance of a warrant in favor of C. K. Koontz Equipment Co., Pittsburgh, Pa., for \$27.90, in payment for repairs made to equipment borrowed from the Fire Department in connection with contract at the New Municipal Hospital, P. W. A. Docket No. Pa. 2218-F, for the benefit of the City without previous authority of law.

WHEREAS, It was the City's obligation to furnish light on the extra footer work performed at the New Municipal Hospital which was covered by Reso-

lution No. 99, approved August 14, 1939; and, since the equipment borrowed from the Fire Department for this purpose became slightly damaged through use, necessitating repairs before being returned; and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for service and value rendered for the benefit of the City without previous authority of law; Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of C. K. Koontz Equipment Co. for \$27.90 in payment for repairs made to light equipment borrowed from the Fire Department in connection with P. W. A. Project No. Pa. 2218-F, New Municipal Hospital, for the benefit of the City, and to charge same to Code Account No. 135.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 4, 1939.

Approved December 5, 1939.

Ordinance Book 50, Page 407.

No. 694

AN ORDINANCE — Appropriating and setting aside the aggregate sum of Ninety-eight Thousand (\$98,000.00) Dollars in the Department of Public Works from Bond Fund No. 119, Incinerator Bonds, 1934, for constructing and equipping a garage for use in connection with the incineration of garbage and household refuse at the Municipal Incinerator on City-owned property fronting on and extending westwardly from 29th street, between the Allegheny River and Railroad street, including engineering and other necessary expenses.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

the respective sums, as hereinafter set forth, amounting in the aggregate to Ninety-eight Thousand (\$98,000.00) Dollars, or so much thereof as may be necessary, are hereby set apart and appropriated in the Department of Public Works from Bond Fund No. 119, Incinerator Bonds, 1934.

For constructing and equipping a garage for use in connection with the incineration of garbage and household refuse at the Municipal Incinerator on City-owned property fronting on and extending westwardly from 29th Street, between the Allegheny River and Railroad street...\$94,000.00
Engineering and other necessary expenses ----- 4,000.00

\$98,000.00

Section 2. The Mayor is hereby authorized and directed to issue, and the City Controller to countersign, warrants drawn on said funds for payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 4, 1939.

Approved December 5, 1939.

Ordinance Book 50, Page 408.

No. 695

AN ORDINANCE—Providing for a contract or contracts for constructing a garage for use in connection with incineration of garbage and household refuse at the Municipal Incinerator on the River end of City-owned property fronting on and extending westwardly from 29th street, between the Allegheny River and Railroad street, and including equipment to be installed therein, and providing for the payment of the cost thereof.

WHEREAS, the City intends to provide for municipal collection in connection with incineration of garbage and household refuse upon the completion of the main plant of the Municipal Incinerator; and,

WHEREAS, in connection with such municipal collection, it will be necessary to provide adequate garage facilities to house, service and maintain the requisite vehicular equipment therefor; and,

WHEREAS, to effectuate this purpose, it is desired to construct and equip a garage on the River end of City-owned property fronting on and extending westwardly from 29th Street, between the Allegheny River and Railroad street; NOW, THEREFORE,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for constructing and equipping a garage for use in connection with incineration of garbage and household refuse at the Municipal Incinerator on the River end of City-owned property fronting on and extending westwardly from 29th Street, between the Allegheny River and Railroad street, and including equipment to be installed therein, in accordance with the Laws, and Ordinances governing said City, at a cost not to exceed Ninety-four Thousand (\$94,000.00) Dollars, chargeable to and payable from funds otherwise appropriated therefor from Bond Fund No. 119, Incinerator Bonds, 1934.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 4, 1939.

Approved December 5, 1939.

Ordinance Book 50, Page 409.

No. 696

AN ORDINANCE—Authorizing and directing the Mayor and the City Solicitor to make application to the National Youth Administration for the carrying out and completion of a project to remodel and refinish furniture in the Law Department, and providing

for the payment of the City's share of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the City Solicitor be and they are hereby authorized and directed to make application to the National Youth Administration for the carrying out and completion of a project to remodel and refinish furniture in the Law Department.

Section 2. That the City Solicitor be and he is hereby authorized and directed to requisition the purchase of supplies, materials and equipment by the Director of the Department of Supplies, not exceeding the sum of \$200.00, same to be chargeable to and payable from Code Account No. 1078, Supplies.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 4, 1939.

Approved December 5, 1939.

Ordinance Book 50, Page 409.

No. 697

AN ORDINANCE—Providing for contracts for furnishing labor, materials, and/or services necessary for the maintenance, repair, or operation of buildings, structures, of the City of Pittsburgh, in the custody of the Department of Lands and Buildings, for the calendar year 1940, and providing for payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Lands and Buildings shall be and they are hereby authorized and directed to invite proposals and award contracts for furnishing labor, materials, and/or services necessary for boiler repair, roofing repair, night watch and fire alarm service, refrigeration service, lettering on doors, keys and locks, machinery repair, electrical repair, laun-

dry service, typewriter inspection, time clock service, maintenance, repair, or operation of buildings, or structures, of the City of Pittsburgh, in the custody of the Department of Lands and Buildings, for the calendar year 1940, and to enter into contracts therefor, in accordance with the laws and ordinances governing said City.

Section 2. That the cost thereof shall be and the same are hereby made payable from funds appropriated for construction, reconstruction, miscellaneous services or for repairs, which ever may be proper to the character of work performed, in various accounts all under the supervision of the Department of Lands and Buildings, and the Mayor be and he is hereby authorized and directed to issue and the Controller to countersign warrants drawn on said funds in payment of same.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 4, 1939.

Approved December 5, 1939.

Ordinance Book 50, Page 410.

No. 698

AN ORDINANCE—Authorizing a contract or contracts to be carried out as a Federal Works Agency, Public Works Administration project, for providing equipment delivered to the Cowley-Goettman Playground Bath and Field House, and for the payment of the cost thereof from funds otherwise appropriated therefor.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies, be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for providing equipment delivered to the Cowley-Goettman Playground Bath and Field House, in accordance with the laws and ordinances governing the said City

of Pittsburgh, on improvements performed with financial aid from the Federal Works Agency, Public Works Administration, for an amount not to exceed \$4000.00, chargeable to and payable from funds provided therefor in Docket No. Pa. 1633-F.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 4, 1939.

Approved December 5, 1939.

Ordinance Book 50, Page 411.

No. 699

AN ORDINANCE—Amending a portion of Section 1 of Ordinance No. 644, approved November 9, 1939, entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of Two 3-Way Multiversal Portable Deluge Nozzles for the Department of Public Safety, and providing for the payment thereof."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a portion of Section 1 of Ordinance No. 644, approved November 9, 1939, entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of Two 3-Way Multiversal Portable Deluge Nozzles for the Department of Public Safety, and providing for the payment thereof," which reads as follows:

"Two 3-Way Multiversal Portable Deluge Nozzles at a cost not to exceed \$600.00," shall be amended to read, "Two 4-Way Multiversal Portable Deluge Nozzles at a cost not to exceed \$610.00."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 4, 1939.

Approved December 5, 1939.

Ordinance Book 50, Page 411.

No. 700

AN ORDINANCE—Providing for a contract or contracts for the purchase and delivery of vehicular equipment to be used in connection with the collection, disposal and final disposition of garbage and household refuse in the City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the purchase and delivery of Automotive Vehicles hereinbelow set forth to be used in connection with the collection, disposal and final disposition of garbage and household refuse within the limits of the City of Pittsburgh, in accordance with the Laws and Ordinances governing said City, the total cost is itemized below not exceeding Three Hundred Seventy-Five Thousand Dollars (\$375,000.00), chargeable to and payable from funds otherwise appropriated therefor.

Vehicle Classification	Estimated Cost
83—Automotive Refuse Collection Vehicles	\$364,000.00
14—Passenger Automobiles	11,000.00
TOTAL	\$375,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 4, 1939.

Approved December 5, 1939.

Ordinance Book 50, Page 412.

No. 701

AN ORDINANCE—Authorizing and directing the leasing of a portion of No. 28 Fire Engine House, Filbert street, to the United States of America.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council*

assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby authorized and directed to enter into a lease, in a form to be approved by the City Solicitor, to the United States of America, for approximately 9,616 square feet of floor space in the basement, on the first floor and on the second floor of Fire Engine House No. 28, Filbert street, for the period beginning, November 20, 1939, and ending June 30, 1940; said lease to contain a provision that it shall be terminable by the City upon thirty (30) days' notice in writing to the lessee.

Section 2. The Lease is to provide that the premises in question are to be utilized by the United States of America as a workshop for the National Youth Administration, no rent to be paid by the United States of America for such occupancy.

Section 3. Said lease shall contain a clause whereby the lessee agrees to have installed at its own expense an electric meter and to pay for all electricity used on the premises by said lessee.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 4, 1939.

Approved December 5, 1939.

Ordinance Book 50, Page 412.

No. 702

AN ORDINANCE—Accepting the grading, paving and curbing of PENHAM PLACE, from South Dallas avenue to its westerly terminus, and PENHAM LANE, from Penham place to its southerly terminus.

WHEREAS, John J. and Margaret S. Bissel have graded, paved and curbed PENHAM PLACE, from South Dallas avenue to its westerly terminus, and PENHAM LANE, from Penham place to its southerly terminus, at their own expense and in conformity with specifications and under the supervision of

the Department of Public Works; and

WHEREAS, pursuant to a letter on file in the Office of the City Clerk, the said John J. and Margaret S. Bissel have requested the City of Pittsburgh to accept said improvements as part of the City's system of improved highways; THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grading, paving and curbing of PENHAM PLACE, from South Dallas avenue to its westerly terminus, and PENHAM LANE, from Penham place to its southerly terminus, are hereby accepted and declared to be public improvements of the City of Pittsburgh, and the Department of Public Works is hereby authorized and directed to treat them as other improved highways of the said City.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 4, 1939.

Approved December 5 1939.

Ordinance Book 50, Page 413.

No. 703

AN ORDINANCE—Amending portions of Section 1 of Ordinance No. 403, approved September 10, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes.", as amended and supplemented.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the portions of Section 1 of Ordinance*

No. 403, approved September 10, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of

the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short - term promissory notes," as amended and supplemented, which reads:

Docket No.		Cost of Construction And of Acquisition of or Damages to Property or Property Rights		Engineering and Other Necessary Expenses	Total
"1634	Swimming Pools and Bath Houses in Burgwin, Ammon, Pleasant Valley and Playgrounds -----	\$144,000.00	\$ 9,000.00		\$153,000.00
1967	Wilmot Street Bridge -----	202,076.00	13,924.00		216,000.00
1970	Sewerage System in the Bates Street and the Columbus Avenue Basins -----	305,100.00	9,000.00		314,100.00
1987	Recreation Buildings in Ormsby, West Penn and Warrington Playgrounds -----	31,560.00	22,000.00		53,560.00
2015	Bloomfield Bridge Sidewalk and Corliss Station Bridge Reconstruction -----	33,800.00	8,500.00		42,300.00
2132	Mission Street Bridges Reconstruction and River Avenue Viaduct -----	26,000.00	10,000.00		36,000.00
2193	Widening and Repaving of Streets—Schedule "C" -----	178,363.75	5,000.00		183,363.75
shall be amended to read:					
"1634	Swimming Pools and Bath Houses in Burgwin, Ammon, Pleasant Valley and Moore Playgrounds -----	139,000.00	14,000.00		153,000.00
1967	Wilmot Street Bridge -----	197,076.00	18,924.00		216,000.00
1970	Sewerage System in the Bates Street and the Columbus Avenue Basins -----	301,100.00	13,000.00		314,100.00
1987	Recreation Buildings in Ormsby, West Penn and Warrington Playgrounds -----	31,560.00	26,000.00		57,560.00
2015	Bloomfield Bridge Sidewalk and Corliss Station Bridge Reconstruction -----	23,800.00	9,500.00		33,300.00
2132	Mission Street Bridges Reconstruction and River Avenue Viaduct -----	24,000.00	12,000.00		36,000.00
2193	Widening and Repaving of Streets—Schedule "C" -----	168,363.75	15,000.00		183,363.75"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 11, 1939.

Approved December 13, 1939.

Ordinance Book 50, Page 413.

No. 704

AN ORDINANCE — Charging to Construction Accounts of various Pa. Dockets established for carrying out the Public Works Administration program in the Department of Public Works, certain expenses incurred in connection

with the cost of interest on short term notes and bonds heretofore charged to and paid from regular Code Accounts of the City and reimbursing the regular Code Accounts.

WHEREAS, certain expenses incident to the cost of interest on short term notes and bonds to provide funds for carrying out the Public Works Admin-

istration program in the Department of Public Works have been paid out of funds appropriated in certain regular Code Accounts of the City, and

WHEREAS, pursuant to the terms and conditions of the Federal Grant Offers, such expenses are eligible for reimbursement by application on Federal Funds up to 45% of the disbursements account thereof, providing the items involved are cleared through the respective Construction Accounts; NOW,

Pa. Docket No.	Notes	Bonds	Interest Total Interest	Original Code Account
1599-10A	\$119.71	\$215.84	\$335.55	Code Acct. No. 1
1600-14A	335.28	339.38	674.66	Code Acct. No. 1
1601-12A	148.46	-----	148.46	Code Acct. No. 1
1604- 4A	262.66	187.03	449.69	Code Acct. No. 1
1612-15A	342.42	448.68	791.10	Code Acct. No. 1
1996- 7A	123.00	50.75	173.75	Code Acct. No. 1
2208-22A	324.68	135.02	459.70	Code Acct. No. 1
2299-23A	128.41	-----	128.41	Code Acct. No. 1

Section 2. The City Controller is hereby authorized and directed to reimburse the Code Accounts set forth above under the heading "Original Code Account" in the amounts charged against the Construction Accounts, for the purposes respectively set forth under the several Pa. Dockets.

Section 3. That any Ordinance or

THEREFORE.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the following sums shall be and the same are hereby made chargeable to and payable from the Construction Accounts respectively set forth, as an offset for payments heretofore made for the purposes set forth out of other Code Accounts, established by Ordinances of Council, and herein below set forth:*

part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 11, 1939.

Approved December 13, 1939.

Ordinance Book 50, Page 415.

No. 705

AN ORDINANCE—Providing for a contract or contracts for the collection of garbage and household refuse and/or garbage and rubbish within the City of Pittsburgh, and the depositing or disposing of the same for the period of two calendar months, beginning January 1, 1940, with options to extend the contract or contracts, and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the collection of garbage and household refuse as defined in Ordinance No. 321, approved August 13, 1937, and the*

depositing of said garbage and household refuse in the receiving bin of the Municipal Incinerator Plant located on 29th Street near Railroad street, with an alternate provision whereby if the said Incinerator Plant is unable to receive the said garbage and household refuse, the garbage and rubbish as defined by Ordinance No. 180, approved June 30, 1915, shall be collected and disposed of by the contractor at such point or points and in such manner as may be approved by the Director of the Department of Public Works, either or both within the limits of the City of Pittsburgh, for the period of two calendar months, beginning January 1, 1940, with options whereby the City of Pittsburgh may extend the contract or contracts in increments of thirty days, the total amount of such extensions not to exceed ninety days, in accordance with the Laws and Ordinances governing said City, chargeable to and payable from funds appropriated therefor.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 11, 1939.

Approved December 13, 1939.

Ordinance Book 50, Page 415.

No. 706

AN ORDINANCE—Authorizing and directing the Mayor and the Civil Service Commission to enter into a contract with the International Business Machines Corporation for the leasing of a test scoring machine for the year 1940, and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Civil Service Commission shall be and they are hereby authorized and directed to enter into a contract with the International Business Machines Corporation, in a form to be approved by the City Solicitor, for the leasing of a test scoring machine for a period not exceeding one year, beginning January 1, 1940, and ending December 31, 1940, at a rental of \$40.00 per month.*

Section 2. The cost of such service shall be and is hereby made payable from Code Account No. 1100—Miscellaneous Services—Civil Service Commission, and the Mayor is hereby authorized and directed to issue and the Controller to countersign warrants on said funds in payment of the same.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 11, 1939.

Approved December 13, 1939.

Ordinance Book 50, Page 416.

No. 707

AN ORDINANCE—Authorizing and directing the construction of a pub-

lic sewer on Conniston avenue and Calle avenue from a point about Twenty (20') feet north of Gosser street to the existing sewer on Calle avenue west of Conniston avenue, including, as may be necessary, the excavation of exploratory test holes, providing for the letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a Public Sewer be constructed on Conniston avenue and Calle avenue from a point about Twenty (20') Feet north of Gosser street to the existing sewer on Calle avenue west of Conniston avenue, including, as may be necessary, the excavation of exploratory test holes.*

Commencing on Conniston avenue at a point about Twenty (20') Feet north of Gosser street; thence northwardly along Conniston avenue to Calle avenue; thence westwardly along Calle avenue to the existing sewer at a point about One Hundred (100') Feet west of Conniston avenue. Said sewer to be terra cotta pipe and 8" in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of Three Thousand (\$3,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and the expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or

part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 11, 1939.

Approved December 13, 1939.

Ordinance Book 50, Page 417.

No. 708

AN ORDINANCE — Providing for the letting of contracts for various services in the Department of Public Safety, for the year 1940: Telephone Service to the City of Pittsburgh and maintenance of the Telephone Typewriter System in service in various offices and police stations; furnishing acetylene gas, refilling, inspecting, painting, adjusting, replacing and repairing defective parts for gas traffic beacons in use in the Bureau of Traffic Planning; Furnishing, installing and maintaining Radio Services in Radio Police Cars, Motorcycles, Police Motor Boat, Patrol Wagons, Towing Trucks, and automobiles of the Bureau of Fire; Motorcycle Repairs, Arrest and Disposal of dogs found running at large in streets of the City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Safety shall be and they are hereby authorized, empowered and directed to advertise for proposals and let contracts to the lowest responsible bidders for Telephone Service to the City of Pittsburgh and Maintenance of the Telephone Typewriter systems in service in various offices and police stations; furnishing acetylene gas, refilling, inspecting, painting, adjusting, replacing and repairing defective parts for gas traffic beacons in use in the Bureau of Traffic Planning; furnishing, installing and maintaining Radio Services in Radio Police Cars, Motorcycles, Police Motor Boat, Patrol Wagons, Towing Trucks and automobiles of the Bureau of Fire; Motorcycle Repairs, Arrest and Disposal of Dogs found running at large in streets of the City of Pittsburgh, for the year 1940, in accordance with the provisions of an Act of Assembly enti-*

tled, "An Act for the government of cities of the Second Class," approved the 7th day of March A. D. 1901, and the various supplements and amendments thereto and ordinances of the City of Pittsburgh, in such cases made and provided.

Section 2. That the costs thereof shall be and the same are hereby made payable from funds appropriated for Miscellaneous Services and for Repairs (whichever may be proper to the character of the Contract), in various accounts, but all under the Department of Public Safety, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said funds in payment of the same.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 11, 1939.

Approved December 13, 1939.

Ordinance Book 50, Page 417.

No. 709

AN ORDINANCE — Providing for the letting of a contract for the furnishing and delivery of One Standard Sedan Automobile for the Bureau of Police, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of One Standard Automobile at a cost not to exceed the sum of \$600.00 including the trade-in of one 1937 Ford for the Bureau of Police, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and ordinances of Council in such cases made and pro-*

vided, the amount set forth above to be chargeable to and payable from Code Account No. 1452—Bureau of Police, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 11, 1939.

Approved December 13, 1939.

Ordinance Book 50, Page 418.

No. 710

AN ORDINANCE—Approving the **SHORTLEY PLACE PLAN OF LOTS**, in the Twenty-eighth Ward of the City of Pittsburgh laid out by Nellie C. Shortley; accepting the dedication of property for the widening of **RINGGOLD STREET** and **WILTON WAY**, as shown thereon for public use for highway purposes, and opening and naming the same.

WHEREAS, Nellie C. Shortley, the owner of certain property in the Twenty-eighth Ward of the City of Pittsburgh, laid out in a plan of lots called "**SHORT PLACE**," has provided for the widening of **RINGGOLD STREET** and **WILTON WAY** thereon, and executed a deed of dedication on said plan for all the ground required for the widening of **RINGGOLD STREET** and **WILTON WAY**, to the said City of Pittsburgh for public use for highway purposes, and has released the said City from liability for damages occasioned by the physical grading of said public highways; **THEREFORE**:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same*, That the **SHORTLEY PLACE PLAN OF LOTS**, situate in the Twenty-eighth Ward of the City of Pittsburgh, laid out by Nellie C. Shortley in November, 1939, be and the same is hereby approved, and the widening of **RINGGOLD STREET** and **WILTON WAY** as dedicated in said plan is hereby accepted.

Section 2. The portions of **RINGGOLD STREET** and **WILTON WAY** as aforesaid dedicated to said City for public highway purposes, shall be and the

same are hereby appropriated and opened as public highways, and named **RINGGOLD STREET** and **WILTON WAY**.

Section 3. The Department of Public Works is hereby authorized and directed to enter upon, take possession of and appropriate the said portions of **RINGGOLD STREET** and **WILTON WAY** for public highways, in conformity with the provisions of this ordinance.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 11, 1939.

Approved December 13, 1939.

Ordinance Book 50, Page 419.

No. 711

AN ORDINANCE—Opening **SWISSVALE AVENUE**, from the southerly line of the Crestline Place Plan of Lots to the dividing line between the City of Pittsburgh and the Borough of Wilkinsburg, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same*, That **SWISSVALE AVENUE**, from the southerly line of the Crestline Place Plan of Lots to the dividing line between the City of Pittsburgh and the Borough of Wilkinsburg, be and the same is hereby opened to a uniform width of 40.0 feet, the center line of which is described as follows:

Beginning at a point of curve coinciding with the intersection of the southerly line of the Crestline Place Plan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book Volume 36, pages 130 and 131, and the center line of Swissvale avenue as laid out in said plan of lots; thence extending southwardly by the arc of a circle deflecting to the left with a radius of 113.44 feet and a central angle of 38° 00' 00", for an arc distance of 75.24 feet to a point of tangent; thence by the tangent, southwardly 31.04 feet to a point of curve; thence southwardly by

the arc of a circle deflecting to the right with a radius of 320.0 feet and a central angle of 43° 20' 30" for an arc distance of 242.07 feet to a point of tangent; thence southwardly by the tangent, coinciding with the center line of Swissvale avenue as opened in the Borough of Wilkinsburg produced northwardly, 317.11 feet to the dividing line between the City of Pittsburgh and the Borough of Wilkinsburg.

Section 2. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to cause said SWISSVALE AVENUE, from the southerly line of the Crestline Place Plan of Lots to the dividing line between the City of Pittsburgh and the Borough of Wilkinsburg, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages and expenses occasioned thereby, and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania, relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and same is hereby repealed, so far as the same affects this Ordinance.

Passed December 11, 1939.

Approved December 13, 1939.

Ordinance Book 50, Page 419.

No. 712

AN ORDINANCE — Establishing the opening grade on GUARINO ROAD, as laid out and proposed to be dedicated as a legally opened highway by Morris A. Paul, in his plan of lots called "MORRIS A. PAUL PLAN OF LOTS," in the Fourteenth Ward of the City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That upon the approval of the MORRIS A. PAUL PLAN OF LOTS, proposed to be laid out by Morris A. Paul in the Four-*

teenth Ward of the City of Pittsburgh, the grade to which GUARINO ROAD as shown thereon shall be accepted as an opened public highway shall be as follows:

The grade of the southerly curb line shall begin at the westerly line of the plan, at an elevation of 1091.38 feet; thence shall rise at the rate of 1.0% for a distance of 98.35 feet to a point of curve, to an elevation of 1092.36 feet; thence by a convex parabolic curve for a distance of 60.0 feet, to a point of tangent to an elevation of 1092.06 feet; thence shall fall at the rate of 2.0% for a distance of 107.33 feet to the westerly 10-foot curb line of Murdoch street, to an elevation of 1089.92 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 11, 1939.

Approved December 13, 1939.

Ordinance Book 50, Page 420.

No. 713

AN ORDINANCE—Amending Sections 3 and 4 of Ordinance No. 646, approved November 9, 1939, entitled "An Ordinance granting unto the Mt. Washington Street Railway Company, its successors, lessees and assigns, the right to enter upon, use and occupy Broadway, between Neeld avenue and Fallowfield avenue, Nineteenth Ward, and to cross all streets intersecting that part of Broadway, for the purpose of connecting its tracks upon what was formerly its private right-of-way to tracks now being operated under existing franchises."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Sections 3 and 4 of Ordinance No. 646, entitled "An Ordinance granting unto the Mt. Washington Street Railway Company, its successors, lessees and assigns, the right to enter upon, use and occupy Broadway, between Neeld avenue and Fallowfield avenue, Nineteenth Ward, and to cross all streets intersecting that*

part of Broadway, for the purpose of connecting its tracks upon what was formerly its private right-of-way to tracks now being operated under existing franchises," approved November 9, 1939, be and they are hereby amended to read as follows:

"Section 3. The foregoing rights and privileges are granted subject to the following conditions, to-wit:

Within thirty (30) days after the passage of this Ordinance, the Mt. Washington Street Railway Company shall file with the City Controller its certificate of acceptance of this Ordinance, said certificate of acceptance to be executed by the President and Secretary of the Company, with its corporate seal attached. It is expressly understood and agreed that neither the Mt. Washington Street Railway Company nor the purchaser or purchasers of the street railway line to be reconstructed under the terms hereof, in connection with the foreclosure of the mortgage of the Mt. Washington Street Railway Company to The Pennsylvania Company for Insurance on Lives and Granting Annuities, Trustee, dated April 1, 1903, and recorded in the Recorder's Office of Allegheny County in Mortgage Book Vol. 1091, page 7, or any mortgage given in renewal or substitution of, or supplemental to, said mortgage dated April 1, 1903, shall be liable or responsible for the maintenance, repair or renewal of the paving between the tracks to be reconstructed under the terms hereof, and eighteen (18) inches on either side thereof; provided, however, that if said Mt. Washington Street Railway Company, or said purchaser or purchasers, repair or reconstruct said track and such repair or reconstruction work is not performed in conjunction with the paving or repaving of said Broadway avenue by the City, said Mt. Washington Street Railway Company or said purchaser or purchasers, as the case may be, shall replace and restore to the same condition as existed immediately prior to the commencement of such repair or reconstruction work, any and all paving disturbed in the performance of such repair or reconstruction work; and provided, further, that any of the terms hereof may be modified in conformity with any plan of reorganization of the properties now operated

by the Pittsburgh Railways Company which may hereafter be approved by the United States District Court for the Western District of Pennsylvania and by the Pennsylvania Public Utility Commission, if said plan of reorganization shall have been consented to by the Mt. Washington Street Railway Company and the Trustee under the mortgage of said Company dated April 1, 1903.

Section 4. The duration of this franchise shall be perpetual, provided, however, that any of the terms hereof may be modified in conformity with any plan of reorganization of the properties now operated by the Pittsburgh Railways Company which may hereafter be approved by the United States District Court for the Western District of Pennsylvania and by the Pennsylvania Public Utility Commission, if said plan of reorganization shall have been consented to by the Mt. Washington Street Railway Company and the Trustee under the mortgage of said Company dated April 1, 1903."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 4, 1939.

Approved December 16, 1939.

Ordinance Book 50, Page 421.

No. 714

AN ORDINANCE—Authorizing the issuance of warrants in favor of Ray R. Biddle for \$1,908.06, Nardulli & Sons Co. for \$139.25, M. G. Moshithes for \$483.00 and Wayne Crouse, Inc. for \$31.35 in payment for extra work on contracts in connection with P. W. A. projects for the benefit of the City without previous authority of Law.

WHEREAS, Extra work was performed on contracts in connection with P. W. A. projects for the benefit of the City without previous authority of Law, and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for payment of extra work performed on contracts for the benefit of the City without previous authority of

Law, Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in favor of the following in payment for extra work performed on contracts listed below in connection with P. W. A. projects for the benefit of the City and to charge same to code accounts designated.*

Contractor—Ray R. Biddle, \$1,908.06—
Code Acct. No. 136-18.

Project —Ammon Playground.

Docket —Pa. 1634-F, Contract No. 23,
Sewers.

Controller's Contract No. 7715.

Contractor—Nardulli & Sons Co., \$139.25
—Code Acct. No. 136-8.

Project —Greenfield Road.

Docket —Pa. 1616-F, Contract No. 21,
Repaving.

Controller's Contract No. 7665.

Contractor—M. G. Moshithes, \$483.00—
—Code Acct. 136-17.

Project —Highland Park Zoo.

Docket —Pa. 1649-F, Contract No. 2,
General.

Controller's Contract No. 7549.

Contractor—Wayne Crouse, Inc., \$31.35—
—Code Acct. No. 136-17.

Project —Highland Park Zoo.

Docket —Pa. 1649-F, Contract No. 3,
Plumbing.

Controller's Contract No. 7568.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 18, 1939.

Approved December 19, 1939.

Ordinance Book 50, Page 422.

No. 715

AN ORDINANCE—Authorizing the issuance of a warrant in favor of John A. Galbreath for \$1,076.53 in payment for extra work done on contracts for plumbing at the City Home and Hospitals, Mayview, Pa., for the benefit of the City without previous authority of law.

WHEREAS, Materials and labor were furnished and extra work done on contracts for the benefit of the City, without previous authority of law, in the total sum of \$1,076.53, and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for payment of materials and labor furnished and extra work done on contracts for the benefit of the City without previous authority of law, Now Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of John A. Galbreath in the sum of \$1,076.53 in payment for materials and labor furnished and extra work done on contracts for the benefit of the City by burning holes through steel floors for soil, waste, water, vent and air lines at North 2 and South 2 Buildings and for changing vent lines and gas lines at the General Hospital, and charge same to Bond Fund 123, Mayview, City Home and Hospitals Improvement.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 18, 1939.

Approved December 19, 1939.

Ordinance Book 50, Page 423.

No. 716

AN ORDINANCE—Providing for the letting of a contract for the furnishing and delivery of 100 Non-Prutting Post Binders for the Department of City Planning, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a con-*

tract to the lowest responsible bidder for the furnishing and delivery of 100 Non-Protruding Post Binders at a cost not to exceed the sum of \$880.00 for the Department of City Planning, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and ordinances of Council in such cases made and provided, chargeable to and payable from Bond Fund 131-26, City Planning Work.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 18, 1939.

Approved December 19, 1939.

Ordinance Book 50, Page 424.

No 717

AN ORDINANCE—Providing for a contract for a term of one (1) year for furnishing and maintaining electric lights in the City of Pittsburgh on its streets, boulevards, alleys, by-ways and parks and any other public thoroughfares or places within the corporate limits of said City, and providing for the payment of the costs thereof, and repealing Ordinance No. 85, approved February 28, 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract for the term of one (1) year, beginning January 1, 1940, for the furnishing and maintaining of electric lights in the City of Pittsburgh, on its streets, boulevards, alleys, by-ways, and parks and other public thoroughfares or places within the corporate limits of said City, in accordance with the laws and ordinances governing said City, chargeable to and payable from Code Account No. 1597-2, Miscellaneous Services, Public Utilities,

Bureau of Engineering, Department of Public Works. The total sum to be paid for such services not to exceed the amounts remaining in the funds appropriated for furnishing and maintaining electric lights for the year 1940, after giving effect to payments for such services for the portion of the fiscal year 1940 preceding the effective date of the contract herein provided for.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance with special reference to Ordinance No. 85, approved February 28, 1939.

Passed December 18, 1939.

Approved December 19, 1939.

Ordinance Book 50, Page 424.

No. 718

AN ORDINANCE—Providing for the adoption of a single standard model and type of water meter for installation by the City of Pittsburgh and its water consumers, and providing for the purchase of such meters and meter repair parts.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to award a contract for furnishing water meters and water meter repair parts to the City of Pittsburgh, and for furnishing water meters to water consumers supplied by said City, and to enter into a contract with the successful bidder for furnishing the same in accordance with the laws and ordinances governing said City.

Section 2. That the said contract shall contain the following conditions and stipulations:

- (a) The term of the contract shall be for the 2 years next ensuing after the date of its counter-signing by the City Controller.

(b) The Contractor shall be a manufacturer who has been successfully engaged in the production of water meters for the last 10 years, and the model of meter to be furnished shall have been successfully used for at least 5 years.

(c) The contract shall provide for the sale of water meters to private purchasers at the same price at which meters are to be furnished to the City of Pittsburgh.

Section 3. That the sum of \$10,000.00, or so much of the same as may be necessary, is hereby appropriated from the following accounts:

Code Account No. 1789, Meter

Repair Parts -----\$7,000.00

Code Account No. 1790, Meters 3,000.00 for payment of the early cost of said contract, and the amounts necessary for further payments of the cost of said contract shall be appropriated from time to time as shall be required during the term of said contract.

Section 4. That the Mayor shall be and he is hereby directed to issue and the City Controller to countersign warrants on the funds herein appropriated, and on all future funds which may later be appropriated for the same purposes, for the payment of the costs of the contract.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 18, 1939.

Approved December 19, 1939.

Ordinance Book 50, Page 425.

No. 719

AN ORDINANCE—Accepting the grading, paving and curbing of CONOVER ROAD, from Hastings street to Juniata place.

WHEREAS, Joseph Goldston has graded, paved and curbed CONOVER ROAD, from Hastings street to Juniata place, at his own expense, and in conformity with specifications and under

the supervision of the Department of Public Works; and

WHEREAS, pursuant to a letter on file in the Office of the City Clerk, the said Joseph Goldston has requested the City of Pittsburgh to accept said improvements as part of the City's system of improved highways; THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grading, paving and curbing of CONOVER ROAD, from Hastings street to Juniata place, is hereby accepted and declared to be a public improvement of the City of Pittsburgh, and the Department of Public Works is hereby authorized and directed to treat it as other improved highways of the said City.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 18, 1939.

Approved December 19, 1939.

Ordinance Book 50, Page 426.

No. 720

AN ORDINANCE — Approving the "HARTMAN HEIGHTS PLAN OF LOTS," situate in the Twelfth Ward of the City of Pittsburgh, as laid out by Christ W. Hartmann and Mary C. Hartmann, his wife, Frank J. Hartmann and Dorothy Hartmann, his wife, Louise Bauer and Frederick Bauer, her husband, William J. Hartmann and Mamie Hartmann, his wife, Annie Hartmann, widow, and Mazie Hartmann Grant, Caroline Hartmann Flath and Herbert K. Flath, her husband, only heirs at law of Thomas F. Hartmann, deceased, Maria Assunta Castelli and Gaetano Castelli, her husband, Salvatore Castelli and Concetta Castelli, his wife, Serafino Piccolino and Natalina Piccolino, his wife, and Antonio Castelli and Pia Castelli, his wife; accepting the dedication of VERONA BOULEVARD, DOLCE ST., CHRISTDALE ST., CASTELLI ST., EBEL ST., RIVERHILL ST., HARJO ST., KITE WAY and KEENE WAY, as shown there-

on for public use for highway purposes; opening and naming the same, and establishing the grades thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the "HARTMANN HEIGHTS PLAN OF LOTS," situate in the Twelfth Ward of the City of Pittsburgh, as laid out by Christ W. Hartmann and Mary C. Hartmann, his wife, Frank J. Hartmann and Dorothy Hartmann, his wife, Louise Bauer and Frederick Bauer, her husband, William J. Hartmann and Mamie Hartmann, his wife, Annie Hartmann, widow, and Mazie Hartmann Grant, Caroline Hartmann Flath and Herbert K. Flath, her husband, only heirs at law of Thomas F. Hartmann, deceased, Maria Assunta Castelli and Gaetano Castelli, her husband, Salvatore Castelli and Concetta Castelli, his wife, Serafino Piccolino and Natalina Piccolino, his wife, and Antonio Castelli and Pia Castelli, his wife, in January, 1934, be and the same is hereby approved, and VERONA BOULEVARD, DOLCE ST., CHRISTDALE ST., CASTELLI ST., EBEL ST., RIVERHILL ST., HARJO ST., KITE WAY and KEENE WAY, as located and dedicated in said plan, are hereby accepted.

Section 2. VERONA BOULEVARD, DOLCE ST., CHRISTDALE ST., CASTELLI ST., EBEL ST., RIVERHILL ST., HARJO ST., KITE WAY and KEENE WAY, as aforesaid dedicated to said City for public highway purposes, shall be and the same hereby appropriated and opened as public highways, and named respectively VERONA BOULEVARD, DOLCE ST., CHRISTDALE ST., CASTELLI ST., EBEL ST., RIVERHILL ST., HARJO STREET, KITE WAY and KEENE WAY.

Section 3. The grades of VERONA BOULEVARD, DOLCE ST., CHRISTDALE ST., CASTELLI ST., EBEL ST., RIVERHILL ST., HARJO ST., KITE WAY and KEENE WAY, are hereby established as described in Ordinance No. 439, approved August 14, 1939, of record in Ordinance Book Volume 50, page 204.

Section 4. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to enter upon, take possession of and appropriate the said VERONA BOULEVARD, DOLCE ST., CHRISTDALE ST., CAS-

TELLI ST., EBEL ST., RIVERHILL ST., HARJO ST., KITE WAY and KEENE WAY, in conformity with the provisions of this ordinance.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 18, 1939.

Approved December 19, 1939.

Ordinance Book 50, Page 426.

No. 721

AN ORDINANCE—Levying and assessing taxes and water rents for the fiscal year beginning January 1, 1940, and ending December 31, 1940, upon all property subject to taxation within the limits of the City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That for the purpose of providing sufficient revenue for the payment of the ordinary current expenses of said City, for the payment of interest on the funded and floating indebtedness of said City and of the constituent units constituting the present City of Pittsburgh, created prior to their annexation to or consolidation with said City, for the payment of the amounts required to be paid to the several sinking funds for the retirement at maturity of the outstanding indebtedness of said City and of the constituent units constituting the present City of Pittsburgh, created prior to their annexation to or consolidation with said City, due or to become due during the fiscal year beginning January 1, 1940, and ending December 31, 1940, and for the payment of other liabilities of said City due or to become due during the fiscal year beginning January 1, 1940, and ending December 31, 1940, the following taxes shall be and the same are hereby levied and assessed upon all property taxable for state, county and city purposes within the limits of said City, viz: twenty-three (23) mills upon each dollar or Two Dollars and Thirty Cents (\$2.30) upon each one hundred (\$100.00) dollars of the assessed valuation of land and eleven and five-tenths

(11.5) mills upon each dollar, or One Dollar and Fifteen Cents (\$1.15) upon each one hundred (\$100.00) dollars of the assessed valuations of all buildings.

Section 2. The Board of Water Assessors shall assess water rents for the period from January 1, 1940, to December 31, 1940, inclusive:

FOR EACH FAMILY USING FOR DOMESTIC PURPOSES

One Room	\$ 2.25
Each additional room except bath rooms	1.50
For each premise using for domestic purposes in addition to the above:	
Sinks, slop sinks	1.13
Spigots not otherwise specified	1.13
Set washstands, one in bathroom	Free
Set washstands, self-closing	1.50
Set washstands, other than self-closing	3.00
Tubs, each compartment75
Bath tubs	3.00
Bath, shower	7.50
Water closets, self-closing	4.50
Water closets, other than self-closing	6.00
Water closets, constant flow, 1/8 inch orifice	52.50
Metered Rates	
Water closets, constant flow, 1/4 inch orifice	82.50
Water closets, constant flow, with orifice larger than 1/4 inch not allowed.	
Water closets, outside	4.50
Metered Rates	
Urinals, self-closing	2.25
Urinals, other than self-closing	4.50
Urinals, constant flow, 1/8 inch orifice	52.50
Metered Rates	
Urinals, constant flow 1/4 inch orifice	82.50
Urinals, constant flow, with orifice larger than 1/4 inch not allowed.	
Wash pave or other house attachments 1/2 inch or 3/4 inch (no hose connections larger than 3/4 inch allowed)	7.50
Lawn Sprinklers	22.50
Hydrants, upright on public street or alley	15.00
Hydrants, self-closing per family using75
Hydrants, other than self-closing per family using	3.00
Steam or water boilers for heating ten rooms or under	3.00
Additional for each room above ten30
Water motors for washing purposes, in houses of 1 to 4 rooms	5.25
Vacuum cleaners, in houses of 1 to 4 rooms	5.25
Water motors, for washing purposes, in houses of 5 to 7 rooms	9.00
Vacuum cleaners, in houses of 5 to 7 rooms	9.00
Water motors, for washing purposes in houses of 8 to 10 rooms	18.00
Vacuum cleaners, in houses of 8 to 10 rooms	18.00
Water motors, for washing purposes, in houses of 11 to 13 rooms	22.50
Vacuum cleaners, in houses of 11 to 13 rooms	22.50
Water motors for washing purposes, in houses of 14 rooms and upwards	30.00
Vacuum cleaners, in houses of 14 rooms and upwards	30.00
Water motors for other purposes supplied only at meter rates.	
Motor washers shall be assessed as long as they remain in the premises.	

BOARDING AND ROOMING HOUSES

In addition to the foregoing rates for domestic purposes:

Boarders and roomers, not exceeding five	3.00
Boarders and roomers, not exceeding ten	7.50
Boarders and roomers, not exceeding twenty-five	15.00
Boarders and roomers, each additional twenty-five	7.50
HOTELS, RESTAURANTS, etc.	
Hotels of not more than twenty-five rooms	1.88

Hotels of more than twenty-five rooms	per room	1.88
Bar including water fixtures	each	45.00
Kitchen, according to the number of draw cocks	15.00 to	75.00
Sinks, slop sinks	each	9.75
Set washstands, cold, self-closing	each	4.50
Set washstands, hot and cold self-closing	each	6.75
Set washstands, other than self-closing	each	10.50
Baths, private, for the use of guests	each	10.50
Baths, public	each	18.75
Baths, shower	each	22.50
Water closets, self-closing	each	8.25
Water closets, other than self-closing	each	13.50
Water closets, constant flow, $\frac{1}{8}$ inch orifice	each	52.50
Water closets, constant flow, $\frac{1}{4}$ inch orifice	each	82.50
Water closets, constant flow, with orifice larger than $\frac{1}{4}$ inch not allowed.		
Urinals, self-closing	each	7.50
Urinals, other than self-closing	each	10.50
Urinals, constant flow, $\frac{1}{8}$ inch orifice	each	52.50
Urinals, constant flow, $\frac{1}{4}$ inch orifice	each	82.50
Urinals, constant flow, with orifice larger than $\frac{1}{4}$ inch not allowed.		
Laundries attached to hotels, per room in hotel75
Steam or water boilers for heating, for each room from 1 to 10		1.13
Additional for each room above 1075
Steam boilers for power purposes, per each H. P.		5.25
Gas engines, with circulating tanks, per each H. P.		2.25
Gas engines, without circulating tanks, per each H. P.		4.50
Water for either cooling or flushing purposes supplied only at		
Elevators, hydraulic, according to capacity, each	\$150.00 to \$2,250.00	
Hydrants, upright for watering horses	each	30.00
Wash pave	each	4.50
Hose $\frac{5}{8}$ inch or $\frac{3}{4}$ inch	each	11.25
Hose larger than $\frac{3}{4}$ inch	each	30.00
Motor washers for washing, etc.	each	60.00
Spigots for ordinary purposes not enumerated	each	12.00
Restaurants and eating houses in addition to above rated for hotels, restaurants, etc.		
Guests, not exceeding 100 daily		15.00
Guests not exceeding 200 daily		30.00
Guests, not exceeding 500 daily		45.00
Guests, not exceeding 1,000 daily		75.00

WORKSHOPS, STORES, OFFICES, AMUSEMENT PLACES, etc.

Stores of any character, amusement places, meeting places except regular meeting places of religious denominations, first floor, per 100 square feet	1.50
All additional floors contained in the same buildings and occupied by one tenant per 100 square feet	1.13
When occupied by more than one tenant, per 100 square feet	1.50

Offices	each room	3.00
Office buildings, exceeding 25 rooms, shall be supplied at meter rates only.		
Warehouses with water service on premises, per floor		15.00
	Metered Rates	
Warehouses without water on premises		15.00
A warehouse is here defined as a building used solely and entirely for the storage of goods.		
In addition to the rates enumerated above:		
Sleeping rooms, with stationary washstand	each	6.00
Sleeping rooms without stationary washstand	each	4.50
Set washstands, self-closing	each	2.25
Set washstands other than self-closing	each	3.00
Baths	each	6.00
Shower Baths	each	15.00
Water closets, self-closing	each	4.50
Water closets, other than self-closing	each	7.50
Water closets, constant flow, $\frac{1}{8}$ inch orifice	each	52.50
	Metered Rates	
Water closets, constant flow, $\frac{1}{4}$ inch orifice	each	82.50
	Metered Rates	
Water closets, constant flow with orifice larger than $\frac{1}{4}$ inch not allowed.		
Urinals, self-closing	each	3.00
Urinals, other than self-closing	each	6.00
Urinals, constant flow, $\frac{1}{8}$ inch orifice	each	52.50
	Metered Rates	
Urinals, constant flow, $\frac{1}{4}$ inch orifice	each	82.50
	Metered Rates	
Urinals constant flow, with orifice larger than $\frac{1}{4}$ inch not allowed.		
Fixtures and water uses not enumerated under this heading shall be assessed under the heading "Hotels, Restaurants, etc."		
Breweries, capacity 10,000 bbls. or less per annum	per bbl.	.05
	Metered Rates	
Breweries, capacity 10,000 to 30,000 bbls. per annum	per bbl.	.04
Breweries capacity 30,000 bbls. or more per annum	per bbl.	.03
	Metered Rates	
Billiard tables, from one to three tables	each	1.50
Additional tables	each	.75
Bowling Alleys, from one to three alleys	each alley	1.50
Additional Alleys	each	.75
Barber shops, no additional for stationary wash stands	each chair	11.25
Blacksmith forges, one or two fires	each fire	9.00
Blacksmith forges, additional fires	each additional fire	6.00
Brick yards, summer yards, per gang of six men	each gang	22.50
Brick yards using machinery on all brick made	per 1000	.05
	Metered Rates	
Bakeries per bbl. of flour used	per bbl.	.08
Dye establishments per tub or machine	each	15.00
Laundries, per washing machine	each	75.00
All establishments doing a laundry business for a profit not using washing machines		75.00
Photograph or blueprint galleries, per bath	each	22.50
Slaughter houses, per head dressed	each	.15
	Metered Rates	
Hydraulic elevators, according to capacity	from \$150 to 2,250.00	
	Metered Rates	
Bottling houses	Metered Rates	
Malting houses	Metered Rates	
Natatoriums	Metered Rates	
Refrigerating plants, large or small	Metered Rates	
PUBLIC BUILDINGS OTHER THAN SCHOOL BUILDINGS		
Steam or water boilers for heating 1 to 10 H. P.	per H. P.	1.50

Additional for each H. P. over 10 H. P.	3.00
Wash Pave	each 7.50
Fixtures or water uses not enumerated under this heading shall be assessed under the heading of "Hotels, Restaurants Etc."	

SCHOOL BUILDINGS

Rooms	2.25
Washrooms, cloakrooms, etc.	Free
Water closets, self-closing	each 4.50
Water closets, other than self-closing	each 6.00
Water closets, constant flow, $\frac{1}{8}$ inch orifice	each 52.50
	Metered Rates
Water closets, constant flow, $\frac{1}{4}$ inch orifice	each 82.50
	Metered Rates
Water closets, constant flow, with orifice larger than $\frac{1}{4}$ inch not allowed.	
Set washstands, self-closing	each 1.50
Set washstands, other than self-closing	each 3.00
Sinks, slop sinks, self-closing	each 1.50
Sinks, slop sinks, other than self-closing	each 3.00
Urinals, self-closing	each 2.25
Urinals, other than self-closing	each 4.50
Urinals, constant flow, $\frac{1}{8}$ inch orifice	each 52.50
	Metered Rates
Urinals, constant flow, $\frac{1}{4}$ inch orifice	each 82.50
	Metered Rates
Urinals, constant flow, with orifice larger than $\frac{1}{4}$ inch not allowed.	
Boilers for steam heating	each 15.00
Boilers for power purposes	per each h.p. 2.25
Gas engines with circulating tanks	per each h.p. 2.25
Gas engines without circulating tanks	per each h.p. 4.50
Hose	each 7.50
Livery and boarding stables	per stall 4.50
	Metered Rates
Vehicles, in livery or boarding stables	each 4.50
	Metered Rates
Hose for use in livery or boarding stables	each 37.50
	Metered Rates
Horses not in livery or boarding stables	each 3.75
Vehicles not in livery or boarding stables	each 3.00
Automobiles	each 7.50
Cows	each 2.25
Fixtures and water uses not enumerated under this heading shall, in case of public stables, be assessed under the heading "Hotels, Restaurants, etc." and in case of private stables, under the heading, "Domestic Purposes."	

SPRINKLING CARTS

Capacity 250 gals. or less, per month	27.00
Capacity 550 gals. or less, per month	49.50
Capacity greater than 550 gals. per month	Metered Rates

FOUNTAINS AND AQUARIA

Flowing ten hours per day, six months per year, counter jets in stores $\frac{1}{16}$ inch	each 12.00
	Metered Rates
Gardens, etc. $\frac{1}{16}$ inch jet	each 12.00
	Metered Rates
Gardens, etc. each additional jet	4.50
	Metered Rates
Gardens, etc. $\frac{1}{8}$ inch jet	each 15.00
	Metered Rates
Gardens, etc. each additional jet	7.50

Gardens, etc. $\frac{1}{4}$ inch jet.....	Metered Rates each 27.00
Gardens, etc. additional jet.....	Metered Rates 15.00
Gardens, etc. $\frac{1}{2}$ inch jet.....	Metered Rates each 75.00
Drinking fountains, self-closing	Metered Rates 5.00

BUILDING PURPOSES

Stone	per perch	.08
Brick	per 1000	.15
Plaster	per 100 square yards	.75
Cement flooring	per 100 square feet	.18
Concrete	per cubic yard	.08

EXONERATIONS (FLAT RATE ONLY)

FOR VACANCIES—Where the premises is vacant and the entire supply of water shall, at the owner's written notice served on the Board of Water Assessors, be turned off by their direction by the Bureau of Water, and such water shall be turned on only by the Bureau of Water, at the owner's written notice to the Board of Water Assessors, exonerations of ninety (90%) per cent, for the flat assessment for the period during which the water is shut off shall be issued; provided that the period during which the water is shut off is greater than sixty (60) days consecutively.

All requests for exonerations for excessive assessments must be made during the current year in which the assessments are made, or during twelve (12) months after the termination of said year, and no exonerations shall be granted after said period has expired.

FOR CHANGES IN WATER USES—

Where fixtures are removed and water uses discontinued, exonerations will be issued covering the discontinued use from the date of approval of contract covering the revised water uses. In case any owner or any premises shall cause or allow water to be used for any purpose or in any fixtures for which there is no approved water contract on file in the office of the Bureau of Water, the rate for such usage or fixtures shall be at rate specified in the foregoing schedule and shall date from the preceding January 1st and the water for the entire premises shall be shut off until an approved contract for such additional water uses or fixtures has been signed and placed on file in the office of the Bureau of Water.

All fixtures on any premises, whether used or not, will be assessed as long as

they remain in position.

WATER FOR FIRE PURPOSES

No charge shall be made for water used during fires. All water used through fire systems except during fires, shall be charged for at metered rates. All fire systems shall be metered, excepting sprinkler head systems, and the minimum charge for each quarter year shall be as follows:

2" and 3" meters.....	\$2.00 per quarter
4" meters	\$3.00 per quarter
6" meters and over.....	\$4.50 per quarter

EXPLANATION OF THE FOREGOING SCHEDULE

In the foregoing schedule of rates, in cases where both flat and metered rates are specified, such flat rates shall govern until a meter or meters, controlling the entire supply of water, shall have been installed, when the metered rates, rules and regulations shall govern. In the foregoing schedule of rates, in cases where metered rates, only, are specified, and the meter or meters are not in service or approved service during any portion of the water rent period, the registration for the portion of the water rent period during which the meter or meters are in approved service, or the registration during the preceding water rent period, shall be applied pro rata to the period during which the meter or meters are not in approved service. All water supplied at metered rates shall be at the following rate per quarter year:

METERED WATER RATES

	Per 1000 Gals.
First 250,000 gallons or less.....	20c
Second 250,000 gallons or less.....	18c
Third 250,000 gallons or less.....	16c
Fourth 250,000 gallons or more.....	14c

Hospitals, dispensaries and such other charities as are supported by public and private contributions, shall be charged at the rate of seven (7) cents per thousand gallons; provided, however, that hospitals supported by public charity shall receive free of all charge two hundred fifty (250) gallons of water per person per day, and schools supported by private charity shall receive free of all charge twenty-five hundred (2500) gallons of water per pupil per annum.

All hospitals and charitable institutions operating and maintaining laundries for commercial purposes, or maintaining and operating hydraulic power producing machinery, shall pay the usual and fixed rate for all water used for such purposes.

All hospitals and charitable institutions within the City of Pittsburgh which operate and maintain laundries for commercial purposes, or operate hydraulic power producing machinery, shall maintain separate water lines for such laundries or hydraulic power producing machinery. All water used for such purposes shall be separately and specially metered.

For all water taken, the rate for which is not specifically provided and which is not measured by meter, the quantities shall be estimated and charged for at the above metered rates; and provided, further, that in no case where metered water rates are in force shall the charge for such premise for each quarter be less than the amount specified in the following schedule:

25 cents per quarter for 1 and 2 roomed dwelling house premises.

50 cents per quarter for 3 and 4 roomed dwelling house premises.

\$1.00 per quarter for 5 and 6 roomed dwelling house premises.

\$1.00 per quarter for 7 and 8 roomed dwelling house premises.

\$2.00 per quarter for 9 and 10 roomed dwelling house premises.

\$2.50 per quarter for 11 and 12 roomed dwelling house premises.

\$3.00 per quarter for 13 and 14 roomed dwelling house premises.

\$4.00 per quarter for 15 and 16 roomed dwelling house premises.

\$5.00 per quarter for dwelling house premises of more than 16 rooms.

For all premises not included in the above schedule the minimum charge shall be 2½ per cent of the yearly flat

assessment per quarter, excepting in each case where a premise is equipped with an auxiliary water supply consisting of a pumping engine of not less than 50,000 gallons per day capacity and a reserve tank of not less than 3000 gallons capacity, the minimum charge for each quarter shall be as follows:

For each ⅝ inch meter.....	\$ 2.00
For each ¾ inch meter.....	3.00
For each 1 inch meter.....	5.00
For each 1¼ inch meter.....	7.50
For each 1½ inch meter.....	10.00
For each 2 inch meter.....	12.50
For each 3 inch meter.....	20.00
For each 4 inch meter.....	30.00
For each meter larger than 4 inch	50.00

The meter or meters to be used must be approved by the Bureau of Water, must be installed under the direction of and in a manner satisfactory to the Bureau of Water and shall at all times be accessible to the Board of Water Assessors and the Managing Engineer of the Bureau of Water, their agents or assistants. Metered rates charged to any premise cannot be changed to flat rates. All meters must be furnished by and at the expense of the property owner. Meters will be tested, repaired and replaced by the Department of Public Works. For this service there will be levied on each metered service the following quarterly charge:

⅝ x ⅝ x ¾ inch meter.....	\$.50 per quarter
¾ inch meter.....	.75 per quarter
1 inch meter.....	1.00 per quarter
1¼ inch meter.....	1.25 per quarter
1½ inch meter.....	2.00 per quarter
2 inch meter.....	3.00 per quarter
3 inch meter.....	6.00 per quarter
4 inch meter.....	11.00 per quarter
6 inch meter.....	20.00 per quarter
8 inch meter.....	40.00 per quarter
10 inch meter.....	60.00 per quarter

That all meters shall be read quarterly and as promptly thereafter as possible, a statement of water used by consumer in the preceding quarter, together with the amount then due the City of Pittsburgh, shall be promptly mailed to said consumer. All charges to metered water consumers shall be subject to a discount of two (2%) per centum on the face thereof if paid within ten days; shall be payable at face if paid within the next succeeding ten days and if not paid within twenty days after date of said notice shall be subject to penalty for non-payment of two

(2%) per centum additional plus one-half of one per centum for each month or any part thereof that the same shall not be paid.

In case the said accounts are not paid within twenty days as provided in above paragraph hereof, they shall become delinquent and the said accounts, shall thereafter be collected by the Collector of Delinquent Taxes, who shall, in default of payments, proceed with the collection thereof and the filing of liens in the same manner and at the same time as is provided under the Acts of Assembly for the year.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 26, 1939.

Approved December 27, 1939.

Ordinance Book 50, Page 427.

No. 722

AN ORDINANCE—Authorizing and directing the issuance and sale of refunding bonds of the City of Pittsburgh in the aggregate principal amount of \$2,398,000.00, for the purpose of refunding that part of the indebtedness of the City to mature during March, April, May, June, July, August, September, October, November and December in the year 1940, evidenced by outstanding bonds of the City originally authorized by the electorate of the City and commonly known as "People's Bonds," said maturing People's Bonds being in the amount of \$2,398,000.00, and providing for funds for the redemption of said refunding bonds and the payment of interest and State tax on said refunding bonds.

WHEREAS, Various bonds of the City of Pittsburgh in the aggregate principal amount of \$2,398,000.00, originally authorized by the electorate of the City, mature during the year 1940; and,

WHEREAS, Under an Act of Assembly of the Commonwealth of Pennsylvania, approved April 14, 1881, P. L. 10, as variously amended and supplemented, the City of Pittsburgh has power to issue refunding bonds for the purpose

of redeeming the aforesaid bonds to mature during March, April, May, June, July, August, September, October, November and December in the year 1940; and,

WHEREAS, It is deemed in the best interests of the City of Pittsburgh and the citizens and taxpayers thereof, that refunding bonds should be issued for the aforesaid purposes; Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That bonds of the City of Pittsburgh be issued in the aggregate principal amount of \$2,398,000.00, for the purpose of refunding the indebtedness of the City of Pittsburgh evidenced by various bonds heretofore authorized by the electorate and maturing during 1940 in the aggregate principal amount of \$2,398,000.00.*

Section 2. That the proceeds arising from the sale of said bonds shall be applied to the redemption of said existing electoral bonds maturing during the year 1940 and for no other purposes whatsoever.

Section 3. Said bonds shall be issued in denominations of one thousand dollars each; shall be dated as of the first day of February, 1940, and shall be payable in nineteen equal annual installments of \$119,000.00 each, one of which shall mature on the first day of February in each of the years 1941 to 1959, inclusive, and one installment of \$137,000.00 in the first day of February, 1940. Said bonds shall bear interest at the rate of not less than one-half per centum ($\frac{1}{2}\%$) per annum and not exceeding four per centum (4%) per annum, to be determined by the acceptance of bids submitted in accordance with public advertisements, as hereinafter provided, payable semi-annually on the first days of August and February in each year during the term thereof, without deduction for any taxes which may be levied on said bonds or on the debt secured thereby by the Commonwealth of Pennsylvania, pursuant to any present or future law (except succession, estate, inheritance and gift taxes), the payment of which taxes is hereby assumed by the City of Pittsburgh. The principal of and interest on said bonds shall be payable in lawful money of the United States of America at the office of the City Treas-

urer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for registered bonds of the same maturity, by surrendering such coupon bond or bonds, with all coupons not yet due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh.

Registered bonds shall be registered with the City Treasurer, and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller, and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any such officials, the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place.

Each of said bonds shall be known and designated as

REFUNDING BONDS 1940.

Section 4. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, to the highest responsible bidder therefor after public notice by advertisement as may be required by law.

Section 5. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said bonded debt shall have been increased or incurred, namely, the year 1941, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and any tax thereon which by the terms of said bonds is assumed by the City, and also an annual tax commencing in said year equal to five per centum (5%) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and retirement of said bonds as they become due and payable according to their terms, and the same is hereby appropriated out of the revenues of said City for the payment and redemption

aforesaid. There is also hereby appropriated out of the general funds of the City a sum sufficient for the payment of the first installment of interest due under the terms of said bonds August 1st, 1940.

Section 6. That all bonds issued by the authority of this ordinance, and the Acts of Assembly authorizing the same, shall be and become part of the funded debt of the City of Pittsburgh and shall be entitled to all the rights, privileges and immunities thereof, shall be free from taxation, as aforesaid, and for the payment of the principal of the said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 7. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:
No.----- \$-----

UNITED STATES OF AMERICA COMMONWEALTH OF PENNSYLVANIA CITY OF PITTSBURGH REFUNDING BOND 1940

KNOW ALL MEN BY THESE PRESENTS, That the City of Pittsburgh, a municipal corporation, created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to the bearer in the sum of One Thousand (\$1,000.00) Dollars lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of February, A. D. 19--., with interest thereon from the date hereof at the rate of ---- per centum (---%), payable semi-annually to the bearer of the annexed coupons at the time and place therein specified, without deduction for any taxes which may be levied hereon or on the debt secured hereby, by the Commonwealth of Pennsylvania, pursuant to any present or future law (except succession, estate, inheritance and gift taxes), the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby irrevocably pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be ex-

changed at any time for a registered bond or bonds of the same maturity and denomination by surrendering the said coupon bond or bonds, with all coupons not then due, at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to Two Million Three Hundred Ninety-eight Thousand (\$2,398,000.00) Dollars, issued by the City of Pittsburgh for valid municipal purposes by virtue of and in pursuance of the following Acts of the General Assembly of the Commonwealth of Pennsylvania, viz: The Act of April 20, 1874, P. L. 65, the Act of May 1, 1873, P. L. 87, the Act of March 7, 1901, P. L. 20, and the Act of April 14, 1881, P. L. 10, and the various supplements and amendments to each of said Acts, and also in pursuance of an ordinance of the City of Pittsburgh, duly enacted by the Council thereof and approved by the Mayor thereof on-----, 19--, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and state tax hereon, and also the principal hereof at maturity; and that the total amount of the indebtedness of the City of Pittsburgh, created without the consent of the electors thereof, including the entire issue of the above-mentioned bonds, of which this is one, is less than two per centum (2%) of the last preceding assessed valuation of the taxable property therein; and the entire indebtedness of the City of Pittsburgh, including the entire issue of the above-mentioned bonds, of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of February, 1940.

[Seal of the City of Pittsburgh]

CITY OF PITTSBURGH

By-----,
Mayor.

Countersigned:

-----,
City Controller.
(Form of Coupon)

On the first day of -----, 19--, the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasurer of said City----- Dollars (\$-----) lawful money of the United States of America, for six months' interest on its

REFUNDING BOND 1940

dated as of February 1st, 1940, numbered -----.

-----,
City Controller.

The registered bonds issued in pursuance of this ordinance shall be substantially in the following form:

No.----- \$-----

UNITED STATES OF AMERICA COMMONWEALTH OF PENNSYLVANIA CITY OF PITTSBURGH REFUNDING BOND 1940

KNOW ALL MEN BY THESE PRESENTS, That the City of Pittsburgh, a municipal corporation, created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to ----- in the sum of One Thousand (\$1,000.00) Dollars lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said ----- legal representatives or assigns, at the office of the City Treasurer of the said City on the first day of February, A. D. 19--, with interest thereon at the rate of ----- per centum (---%) per annum, payable at the same place on the first days of February and August of each year, without deduction for any taxes which may be levied hereon or on the debt secured hereby by the Commonwealth of Pennsylvania, pursuant to any present or future law (except succession, estate, inheritance and gift taxes), the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby irrevocably pledged. This bond is transferable only on the books of the said City Treasurer.

This bond is one of a series of bonds amounting in the aggregate to Two Million Three Hundred Ninety-eight Thousand (\$2,398,000.00) Dollars, issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of the following Acts of the General Assembly of the Commonwealth of Pennsylvania, viz: The Act of April 20, 1874, P. L. 65, the Act of May 1, 1873, P. L. 87, the Act of March 7, 1901, P. L. 20 and the Act of April 14, 1881, P. L. 10, and the various supplements and amendments to each of said Acts, and also in pursuance of an ordinance of the City of Pittsburgh, duly enacted by the Council thereof and approved by the Mayor thereof on-----, 19--, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and state tax hereon, and also the principal hereof at maturity; and that the total amount of the indebtedness of the City of Pittsburgh, created without the consent of the electors thereof, including the entire issue of the above-mentioned bonds, of which this is one, is less than two per centum (2%) of the last preceding assessed valuation of the taxable property therein; and the entire indebtedness of the City of Pittsburgh, including the entire issue of the above-mentioned bonds, of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of February, 1940.

[Seal of the City of Pittsburgh]

CITY OF PITTSBURGH

By-----
Mayor.

Countersigned:

City Controller.

Registered this ----- day of-----
A. D. 19--, at the office of the City

Treasurer of the City of Pittsburgh.

Registrar.

Section 8. Pending the execution and delivery of the permanent bonds to be issued under this ordinance, the Mayor and the City Controller are authorized to have prepared and to execute and deliver to the purchaser of the bonds hereby authorized one or more temporary typewritten or printed bonds for the aggregate principal amount of the bonds authorized by this ordinance, which temporary bonds shall be in such denomination and amount as the Mayor and the Controller may determine, and shall be substantially of the tenor of the registered bonds to be issued hereunder, with such appropriate omissions, insertions and variations as may be required. Each of said temporary bonds shall bear on its face the words

TEMPORARY REFUNDING BOND 1940

and such temporary bonds shall be exchangeable at the office of the City Controller for a like principal amount of permanent bonds, when such permanent bonds are ready for delivery.

Section 9. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 26, 1939.

Approved December 27, 1939.

Ordinance Book 50, Page 435.

No. 723

AN ORDINANCE—Authorizing the issuance of a warrant in favor of C. C. Crick in the amount of \$979.75 in payment for out of pocket expenses incurred during the months of June, July, August, September and October, 1939 in connection with the advancement of a pure water gravity supply in behalf of the City of Pittsburgh.

WHEREAS, C. C. Crick has incurred expenses in the amount of \$979.75 being out of pocket expenses incurred during the months of June, July, August, September and October, 1939 in connection with the advancement of a

pure water gravity supply in behalf of the City of Pittsburgh; and

WHEREAS, Under the provisions of the Act of May 23, 1874, authority is provided for payment of services rendered for the benefit of the City without previous authority of law, Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor be authorized and directed to issue and the Controller to countersign a warrant in favor of C. C. Crick in the amount of \$979.75 in payment for out of pocket expenses incurred during the months of June, July, August, September and October, 1939, in connection with the advancement of a pure water gravity supply in behalf of the City of Pittsburgh, and charge the same to Code Account No. 1017—Miscellaneous Services, Office of the Mayor.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 26, 1939.

Approved December 27, 1939.

Ordinance Book 50, Page 440.

No. 724

AN ORDINANCE—Authorizing the Re-registration of Master Plumbers having a Master Plumber's license issued by the State of Pennsylvania for the year 1939.

WHEREAS, A number of Master Plumbers of the Boroughs, incorporated Towns, and Townships of the first-class, in Allegheny County, were granted a certificate or license as a Master Plumber by the Department of Health of the State of Pennsylvania for the year 1939, and

WHEREAS, The Act of 1937, P. L. 188 (Act 44), providing for the issuance of said certificate and re-registration of said Master Plumber in said Boroughs, incorporated Towns, and Townships of the first-class, has been repealed as to the Boroughs, incorporated Towns and Townships of the first class, and

WHEREAS, A number of said Master Plumbers had been registered as a Master Plumber in the City of Pittsburgh prior to the enactment of said Act, and

WHEREAS, Said Master Plumbers are desirous of doing business in the City of Pittsburgh as heretofore, and

WHEREAS, Said Master Plumber has been certified and licensed as a Master Plumber by the proper authority of the State of Pennsylvania for the year 1939.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Department of Public Health, Bureau of Inspection, Division of Plumbing and House Drainage, be and is hereby authorized to re-register any Master Plumber holding a license or certificate issued by and under the authority of the State of Pennsylvania for the year 1939, and who has previously passed an examination held by the Division of Plumbing of the City of Pittsburgh, upon the payment of the re-registration fee, and said Master Plumber maintaining a bona fide place of business in the City of Pittsburgh, as provided by the Act of Assembly.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 26, 1939.

Approved December 27, 1939.

Ordinance Book 50, Page 440.

No. 725

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Morris Knowles, Incorporated, in the sum of \$2,137.50 for professional services rendered the City of Pittsburgh, without previous authority of law.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor be and he is hereby authorized to issue and the City Controller to countersign a warrant in favor of Morris Knowles, Incorporated, in the sum of \$2,137.50, in full settlement of

claim for professional services in connection with the case of the Pennsylvania Railroad Company vs. City of Pittsburgh (Bigelow Boulevard Slide),— and charge the same to Code Account No. 1076, Witness Fees.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 26, 1939.

Approved December 28, 1939.

Ordinance Book 50, Page 441.

No. 726

AN ORDINANCE—Appropriating and setting aside the sum of TWENTY-FIVE THOUSAND (\$25,000.00) DOLLARS for the cost of constructing a sewer on Kirkpatrick street, as relocated, from the intersection with Soho street at Gazzam street to Reed street, and emergency inlets on LaPlace street, near Soho street and near Center avenue, and for engineering and other necessary expenses therefor from Bond Fund No. 136.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That for the payment of cost, including engineering and other necessary expenses for constructing a sewer on Kirkpatrick street, as relocated, from the intersection with Soho street at Gazzam street to Reed street, and emergency inlets on LaPlace street, near Soho street and near Center avenue, the following sums are hereby set apart and appropriated from Bond Fund No. 136:

Construction Work	\$23,000.00
Engineering and other necessary expenses	2,000.00
	<hr/> \$25,000.00

Section 2. That any Ordinance or

part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 26, 1939.

Approved December 28, 1939.

Ordinance Book 50, Page 441.

No. 727

AN ORDINANCE—Amending portions of Section 1 of Ordinance No. 403, approved September 10, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes," as amended and supplemented.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the portions of Section 1 of Ordinance No. 403, approved September 10, 1938, entitled, "An Ordinance appropriating and setting aside the aggregate amount of \$3,235,000.00, including engineering and other necessary expenses, for improvements to the public highway, bridge and viaduct, sewerage, drainage, park, recreation and water systems of the City, in the Department of Public Works, upon which offers of grants of funds of the Government of the United States have been received, from the proceeds to be derived from the sale of \$3,250,000.00 short-term promissory notes," as amended and supplemented, which reads:

Cost of Construction
and of Acquisition

of or Damages to Property or Property Rights	Engineering and Other Necessary Expenses	Total
---	---	-------

Docket
No.

"1591 Water Storage Tanks, Lincoln Allentown
and Squirrel Hill Districts, Pipe Line re-

placement on Smallman Street, reinforcing main in the Oakland Heights District and Water Main Extension on Fifth Avenue in the Oakland District.....			
	\$334,813.00	\$14,000.00	\$348,813.00
1601 Lanpher Main Reinforcement.....	51,000.00	3,500.00	54,500.00
1612 Bleachers and Field Houses in Four Play-grounds	44,123.00	6,500.00	50,623.00
1616 Street Improvements, Schedule "A".....	52,000.00	17,000.00	69,000.00
1631 Sewerage Systems in the 33rd Street Drainage Basin	372,290.00	15,000.00	387,290.00
1633 Bath and Field Houses in Magee and Cowley-Goettman Playgrounds.....	29,415.00	10,000.00	39,415.00
1649 Highland Park Zoo Building Remodeling.....	82,812.00	9,000.00	91,812.00
1987 Recreation Buildings in Ormsby, West Penn and Warrington Playgrounds.....	31,560.00	26,000.00	57,560.00
2015 Bloomfield Bridge Sidewalk and Corliss Station Bridge Reconstruction.....	23,800.00	9,500.00	33,300.00
2132 Mission Street Bridges Reconstruction and River Avenue Viaduct.....	24,000.00	12,000.00	36,000.00"
shall be amended to read:			
"1591 Water Storage Tanks, Lincoln, Allentown and Squirrel Hill Districts, Pipe Line replacement on Smallman street, reinforcing main in the Oakland Heights District and Water Main Extension on Fifth Avenue in the Oakland District.....			
	\$294,813.00	\$14,000.00	\$308,813.00
1601 Lanpher Main Reinforcement.....	51,000.00	3,700.00	54,700.00
1612 Bleachers and Field Houses in Four Play-grounds	44,123.00	7,200.00	51,323.00
1616 Street Improvements—Schedule "A".....	52,000.00	18,000.00	70,000.00
1631 Sewerage Systems in the 33rd Street Drainage Basin	369,290.00	18,000.00	387,290.00
1633 Bath and Field Houses in Magee and Cowley-Goettman Playgrounds.....	30,415.00	10,000.00	40,415.00
1649 Highland Park Zoo Building Remodeling.....	82,812.00	10,000.00	92,812.00
1987 Recreation Buildings in Ormsby, West Penn and Warrington Playgrounds.....	31,560.00	27,000.00	58,560.00
2015 Bloomfield Bridge Sidewalk and Corliss Station Bridge Reconstruction.....	22,800.00	10,500.00	33,300.00
2132 Mission Street Bridges Reconstruction and River Avenue Viaduct.....	22,000.00	14,000.00	36,000.00"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 26, 1939.

Approved December 28, 1939.

Ordinance Book 50, Page 442.

No. 728

AN ORDINANCE—Providing for a contract or contracts to be carried out as a Federal Works Agency, Public Works Administration project, for the

construction of a relief sewer on Fifth avenue from McPherson street to a point about 20' south of Hudson Place, with a branch relief sewer on McPherson street and North Linden avenue, and providing for the payment of the cost thereof from funds otherwise appropriated therefor.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works, be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the construction of a relief sewer on Fifth avenue from McPherson street to a point*

about 20' south of Hudson Place, with a branch relief sewer on McPherson street and North Linden avenue, in accordance with the laws and ordinances governing the said City of Pittsburgh, on improvements performed with financial aid from the Federal Works Agency, Public Works Administration, for an amount not to exceed \$70,000.00, chargeable to and payable from funds provided therefor in Docket No. Pa. 1590-F.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 26, 1939.

Approved December 28, 1939.

Ordinance Book 50, Page 444.

No. 729

AN ORDINANCE—Providing for a contract or contracts to be carried out as a Federal Works Agency, Public Works Administration project, for furnishing and installing equipment in the Cowley-Goettman Playground Bath and Field House, and providing for the payment of the cost thereof from funds otherwise appropriated therefor.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works, be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for furnishing and installing equipment in the Cowley-Goettman Playground Bath and Field House, in accordance with the laws and ordinances governing the said City of Pittsburgh, on improvements performed with financial aid from the Federal Works Agency, Public Works Administration, for an amount not to exceed \$4,000.00 chargeable to and payable from funds provided therefor in Docket No. Pa. 1633-F.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 26, 1939.

Approved December 28, 1939.

Ordinance Book 50, Page 444.

No. 730

AN ORDINANCE—Providing for a contract or contracts for the construction of a sewer on Kirkpatrick street, as relocated, from the intersection with Soho street at Gazzam street to Reed street, and for the construction of emergency inlets on LaPlace street near Soho street and near Center avenue, and for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the construction of a sewer on Kirkpatrick street, as relocated, from the intersection with Soho street at Gazzam street to Reed street, and for the construction of emergency inlets on LaPlace street, near Soho street and near Center avenue, in accordance with the laws and ordinances governing said City, in an amount not exceeding the sum of TWENTY-THREE THOUSAND (\$23,000.00) Dollars, chargeable to and payable from Bond Fund No. 136.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 26, 1939.

Approved December 28, 1939.

Ordinance Book 50, Page 445.

No. 731

AN ORDINANCE—Providing for the letting of a contract or contracts for the finishing of dentures for patients in the City Home and Hospitals, Mayview, Pa., for the year 1940, and pro-

viding for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Welfare shall be and are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the finishing of dentures for patients in the City Home and Hospitals, Mayview, Pa., for the year 1940, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved March 7th, 1901, and the several supplements and amendments thereto and the Ordinances of Council in such cases made and provided, at an estimated cost not to exceed the sum of \$700.00, to be chargeable to and payable from Code Account 1332, Supplies, City Home and Hospitals, Mayview.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 26, 1939.

Approved December 28, 1939.

Ordinance Book 50, Page 445.

No. 732

AN ORDINANCE—Providing for a contract or contracts for burial and ambulance hire for the year 1940, for the Department of Public Welfare, City of Pittsburgh, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Welfare of the City of Pittsburgh shall be and are hereby authorized to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for burial of indigent persons and for ambulance hire for the Department of Public Welfare, in accordance with an Act*

of Assembly entitled, "An Act for the government of cities of the second class," approved March 7th, 1901, and the several supplements and amendments thereto and the ordinances of Council in such cases made and provided, at an estimated cost not to exceed the total sum of \$10,000.00, to be chargeable to and payable from Code Account No. 1308, Quarantine Relief and Burials.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 26, 1939.

Approved December 28, 1939.

Ordinance Book 50, Page 446.

No. 733

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Lands and Buildings, for and in behalf of the City of Pittsburgh, to enter into a lease with Dockary O. Covington, his successors or assigns, of premises situate at No. 11 Sachem way, Third Ward, Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Lands and Buildings, shall be authorized on behalf of the City of Pittsburgh to execute a lease to Dockary O. Covington, 1319 Epiphany street, his successors and assigns, for property in the Third Ward, Pittsburgh, Pa., known as No. 11 Sachem way, for a term of two years commencing December 1st, 1939, at an annual rental of \$240.00, payable monthly. The form of said lease to be approved by the City Solicitor.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 26, 1939.

Approved December 28, 1939.

Ordinance Book 50, Page 446.

No. 734

AN ORDINANCE—Authorizing the Mayor and the Director of the Department of Lands and Buildings to extend a lease with the Iron City Sand and Gravel Corporation, for a certain portion of Water street between South Twenty-first and South Twenty-third streets, Sixteenth Ward, Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby authorized and directed to extend a lease with the Iron City Sand and Gravel Corporation, for a certain portion of Water street between South Twenty-first and South Twenty-third streets, Sixteenth Ward, Pittsburgh, Pa. for a period of one year, commencing January 1, 1940, and expiring December 31, 1940, at an annual rental of Three Thousand (\$3,000.00) Dollars, under the same terms, conditions and provisions as recited in Ordinance No. 489, approved December 28, 1937.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 26, 1939.

Approved December 28, 1939.

Ordinance Book 50, Page 447.

No. 735

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement, on behalf of the City of Pittsburgh, with John M. McGinnis and Garnet A. McGinnis, his wife, for the purchase of certain land in the 18th Ward adjoining McKinley Park to be paid for by exonerating city taxes on other land owned by John M. McGinnis.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council*

assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works are hereby authorized and directed to enter into an agreement, for and on behalf of the City of Pittsburgh, with John M. McGinnis, and Garnet A. McGinnis, his wife, for the purchase of the hereinafter mentioned land for park purposes under terms and conditions, and in manner and form as follows:

THIS AGREEMENT

Made and entered into this ____ day of _____, 19____, by and between John M. McGinnis and Garnet A. McGinnis, his wife, and the City of Pittsburgh, a municipal corporation, hereinafter referred to as "The City," Witnesseth:

WHEREAS, the said John M. McGinnis, is the record title owner in fee of certain land in the 18th Ward, of the City of Pittsburgh, in a plan of lots known as "Bon-Air," and as more fully described in deed from Agnes Dempster Hill, et al, to John M. McGinnis, dated June 12, 1939, and recorded in the Recorder's Office of Allegheny County in Deed Book Vol. 2637, page 63; and,

WHEREAS, there is due the City certain sums of money for taxes assessed against said land, both lien and unlien, up to and including the year 1939, including penalties, interest and costs; and,

WHEREAS, the said John M. McGinnis desires to construct at least fifty dwellings on lots in the said "Bon-Air" plan and desires the City to satisfy and exonerate City taxes, penalties, interest and costs not to exceed the sum of \$19,300.00; and,

WHEREAS, the said John M. McGinnis, by his agent, John E. Born, has offered to convey approximately fifteen acres of said land adjoining McKinley Park to the City to be incorporated within the boundaries of the said Park in consideration of the City exonerating and satisfying taxes, penalties, interest and costs on other lots in said "Bon-Air" plan not to exceed the sum of \$19,300.00;

NOW, THEREFORE, the parties to this agreement, for and in consideration of the mutual covenants and conditions hereinafter specified, do hereby agree as follows:

1. The said John M. McGinnis and

Garnet A. McGinnis, his wife, hereby covenant and agree to grant and convey to the City by deed of general warranty, free and clear of all incumbrances including County and School taxes, subject, however, to all City taxes or City liens, the following described real estate:

All that certain piece of land situate in the 18th Ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, bounded and described as follows, to-wit:

Beginning at a point on line of land of the City of Pittsburgh (McKinley Park) and at west line of land sold by John Bandi to Joseph Hogg; thence by line of land heretofore conveyed by said Bandi to said Hogg, as aforesaid, and lot conveyed to Rieble, South 8° 50' West three hundred seventy-five and 77/100 (375.77) feet to a point on the Northerly line of Bon Air avenue, as laid out in the Bon Air Plan of Lots, of record in the Recorders Office of Allegheny County, in Plan Book Vol. 19, page 160; thence along the Northerly and Westerly lines of said Bon Air avenue by the following courses and distances;

North 81° 01' West two hundred ninety-five and 67/100 (295.67) feet to a point; thence

North 78° 13' West seven hundred and forty and 16/100 (740.16) feet to a point; thence

South 77° 17' West three hundred fifty-four and 34/100 (354.34) feet to a point of curve; thence

Deflecting toward the South by the arc of a circle having a radius of 82.072 feet and a central angle of 99° 35' for the distance of one hundred forty-two and 65/100 (142.65) feet to a point of tangent; thence

South 22° 18' East three hundred eighty-nine and 20/100 (389.20) feet to a point at the Northwesterly corner of lot numbered 230 in said plan; thence along the westerly line of said lot numbered 230, South 2° 10' West two hundred two and 21/100 (202.21) feet to the aforesaid Bon Air avenue; thence along the Northerly line of Bon Air avenue South 84° 40' 10" West two hundred sixty-one and 90/100 (261.90) feet; thence in Reflectorville road and along line of land of the City of Pittsburgh, North 21° 01' West one thousand sixty-three and 9/100 (1063.09) feet to a point; thence still along line of land of

the City of Pittsburgh (McKinley Park) South 88° 54' East one thousand nine hundred seventy-five and 30/100 (1975.30) feet to the place of beginning.

Being part of the property conveyed to John M. McGinnis by Agnes Dempster Hill, et vir, et al, by deed dated June 12, 1939, and recorded in Deed Book Vol. 2637, page 63.

Being subject to coal and mining rights heretofore conveyed by deed of record to the right of way of the Pittsburgh and Castle Shannon Railroad and to any and all easements right or rights of way now upon said property.

2. The City covenants and agrees to accept a general warranty deed for the aforesaid real estate free and clear of all incumbrances including County and School taxes, subject only to such taxes or municipal claims which may be due the City on the real estate conveyed, and the City further covenants and agrees that, after such conveyances is executed, the proper officers of the City will, when requested and when dwellings are under construction on other lots in the said "Bon Air" plan, exonerate or satisfy tax claims or liens of said City including penalty, interest and costs, up to and including the year 1939 until the total of such exoneration and satisfactions reaches the sum of \$19,300.00.

3. It is mutually agreed that such exonérations or satisfactions shall be made from time to time as dwellings are under construction and when said fifty dwellings have been, or are, under construction and providing the sum of \$19,300.00 has not been exhausted, the balance will be applied to other lots in said plan. It is further mutually agreed that if fifty houses have not been constructed or are under construction in the said plan on or before July 1, 1941, no further exonérations or satisfactions shall be made by the City, it being understood that part of the consideration for this agreement is the erection of houses within the limits of the City.

In Witness Whereof, the said John M. McGinnis and Garnet A. McGinnis, his wife, have hereunto affixed their hands and seals, and this agreement is signed and executed for the City of Pittsburgh by its Mayor and Director of the Department of Public Works with the seal of the City duly affixed.

after proper authorization by ordinance
of Council of said City.

Attest..... (Seal)

Attest..... (Seal)

Attest.....

.....
Mayor.

Attest.....

.....
Director, Department of
Public Works.

Approved as to form.....
City Solicitor.

Countersigned
City Controller.

Section 2. After the execution and delivery of the deed to the City as set forth in Section 1 hereof, and after the execution of the covenants and conditions set forth in the agreement authorized by Section 1 hereof, the proper officers of the City are hereby authorized and directed to exonerate or satisfy City taxes and liens as set forth in Section 1.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 26, 1939.

Approved December 28, 1939.

Ordinance Book 50, Page 447.

No. 736

AN ORDINANCE — Amending Zoning

Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—O—E30, by (a) changing from an "A" Residence, One Hundred Foot and Fourth Area District to a Commercial, Forty-Five Foot and Second Area District, all that certain property bounded by Forward avenue; the easterly line of the present Commercial District at the north corner of Forward avenue and Saline street and same extended; a line parallel with and distant 175 feet northwestwardly from Forward avenue; the rear lines of properties having frontage on Pocusset street; the northeasterly line of property, now or late, of H. Cornman; a line parallel with and distant 75 feet south-

wardly from Pocusset street; the westerly line of property, now or late, of Gra-Co.; a line parallel with and distant 60 feet southwardly from Pocusset street, and, the line of the present Commercial District southwest of Murray avenue; (b) changing from a Third Area to a Second Area District, all that certain property at the north corner of Saline street and Forward avenue, having a total frontage of 290.65 feet, which extends from the property line 101.98 feet west of the point of curve on Saline street to the property line 91.17 feet east of the point of tangent on Forward avenue, and a uniform depth of 125 feet; (c) including within the "B" Residence, Thirty-Five Foot and First Area District, all that certain property, now classified "A" Residence, One Hundred Foot and Fourth Area District, bounded by the line of the present "B" Residence District south of Pocusset street; a line parallel with and distant 175 feet northwestwardly from Forward avenue; the southwesterly line of property, now or late, of D. West; and, the northerly lines of the present Commercial District at the north corner of Forward avenue and Saline street; (d) changing from an "A" Residence, One Hundred Foot and Fourth Area District to a "B" Residence, Thirty-Five Foot and Second Area District, all that certain property bounded by Pocusset street; the line of the present Commercial District southwest of Murray avenue; a line parallel with and distant 60 feet southwardly from Pocusset street; the westerly line of property, now or late, of the Gra-Co Inc.; a line parallel with and distant 75 feet southeastwardly from Pocusset street and the northeasterly line of property, now or late, of H. Cornman; (e) changing from a One Hundred Foot and Fourth Area District to a Thirty-Five Foot and Third Area District, all that certain property bounded by Pocusset street; Murray avenue; Forward avenue and a line perpendicular to Pocusset street and distant 225 feet westwardly along the southerly side of Pocusset street from Murray avenue; (f) changing from a Fourth Area District to a Third Area District, all that certain property bounded by Forward avenue; Murray avenue and the southwesterly line of property, now or late, of M. Donlan, et al.; (g) changing from a One Hundred Foot and Fourth Area District to a Forty-Five

Foot and Second Area District, all that certain property bounded by Murray avenue; Saline street; Forward avenue and the southwesterly line of property, now or late, of M. Donlan, et al.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended by changing the Zone Map, Sheet Z—O—E30, so as to (a) change from an "A" Residence (U-4), One Hundred Foot (H-3) and Fourth Area (A-4) District to a Commercial (U-3), Forty-Five Foot (H-2) and Second Area (A-2) District all that certain property bounded by Forward avenue; the easterly line of the present Commercial District at the north corner of Forward avenue and Saline street and same extended; a line parallel with and distant 175 feet northwestwardly from Forward avenue; the rear lines of properties having frontage on Pocusset street; the northeasterly line of property, now or late, of H. Cornman; a line parallel with and distant 75 feet southwardly from Pocusset street; the westerly line of property, now or late, of Gra-Co Inc.; a line parallel with and distant 60 feet southwardly from Pocusset street; and, the line of the present Commercial District southwest of Murray avenue; (b) change from a Third Area (A-3) to a Second Area (A-2) District all that certain property at the north corner of Saline street and Forward avenue having a total frontage of 290.65 feet, which extends from the property line 101.98 feet west of the point of curve on Saline street to the property line 91.17 feet east of the point of tangent on Forward avenue, and a uniform depth of 125 feet; (c) include within the "B" Residence (U-5), Thirty-Five Foot (H-1) and First Area (A-1) District all that certain property, now classified "A" Residence (U-4), One Hundred Foot (H-3) and Fourth Area (A-4) District, bounded by the line of the present "B" Residence District south of Pocusset street; a line parallel with and distant 175 feet northwestwardly from Forward avenue; the southwesterly line of property, now or late of D. West; and the northerly lines of the present Commercial District at the north corner of Forward avenue and Saline street;*

(d) change from an "A" Residence (U-4), One Hundred Foot (H-3) and Fourth Area (A-4) District to a "B" Residence (U-5), Thirty-Five Foot (A-1) and Second Area (A-2) District all that certain property bounded by Pocusset street; the line of the present Commercial District southwest of Murray avenue; a line parallel with and distant 60 feet southwardly from Pocusset street; the westerly line of property, now or late, of the Gra-Co Inc.; a line parallel with and distant 75 feet southeastwardly from Pocusset street and, the northeasterly line of property, now or late, of H. Cornman; (e) change from a One Hundred Foot (H-3) and Fourth Area (A-4) District to a Thirty-Five Foot (H-1) and Third Area (A-3) District all that certain property bounded by Pocusset street; Murray avenue; Forward avenue; and, a line perpendicular to Pocusset street and distant 225 feet westwardly along the southerly side of Pocusset street from Murray avenue; (f) change from a Fourth Area (A-4) District to a Third Area (A-3) District all that certain property bounded by Forward avenue; Murray avenue; and, the southwesterly line of property, now or late, of M. Donlan, et al.; (g) change from a One Hundred Foot (H-3) and Fourth Area (A-4) District to a Forty-Five Foot (H-2) and Second Area (A-2) District all that certain property bounded by Murray avenue; Saline street; Forward avenue; and, the southwesterly line of property, now or late, of M. Donlan, et al.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 26, 1939.

Approved December 28, 1939.

Ordinance Book 50, Page 449.

No. 737

AN ORDINANCE — Amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E15, by changing from an "A" Residence District to a Commercial District all that certain property bounded by Melwood

avenue; Finland street; Flavian street; Croesus way; and, Ridgway street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended by changing the Zone Map, Sheet Z—N10—E15, by changing from an "A" Residence (U-4) District to a Commercial (U-3) District all that certain property bounded by Melwood avenue; Finland street; Flavian street; Croesus way; and, Ridgway street.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 26, 1939.

Approved December 28, 1939.

Ordinance Book 50, Page 451.

No. 738

AN ORDINANCE — Amending Zoning Ordinance No. 372, approved August 9, 1923, by adding a new SECTION, 13-B, providing for the establishment, erection or enlargement of a Funeral Home in an "A" Residence District under certain conditions.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended as follows:*

Add a new SECTION 13-B, which shall read:

SECTION 13-B. In an "A" Residence District a Funeral Home may be established, erected or enlarged, provided:

- (a) There be no crematory, receiving vaults, nor external display of merchandise on the premises and no preparation room be maintained on the ground floor or in an accessory building.
- (b) The building is located not less than thirty (30) feet from the street line.

(c) No lot or part of lot on either side of the street lying within one hundred (100) feet of the side lines of the existing or proposed funeral home building or the same produced is classified "B" or "C" Residence District.

(d) Loading and unloading of merchandise and cadavers shall not occur on public property.

(e) A permit shall not be issued unless there are filed with the application for permit, the written consents of the owners, in interest and number, of sixty (60) per cent of all the property within two hundred (200) feet of the proposed structure and not separated therefrom by more than one street forty (40) feet or more in width. In computing the percentage of consents required under this provision so much property as is already used for commercial and/or industrial purposes shall be counted as consenting. Property owned by the applicant shall not be included in such consents.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 26, 1939.

Approved December 28, 1939.

Ordinance Book 50, Page 452.

No. 739

AN ORDINANCE—Supplementing Ordinance No. 335 entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented, by adding certain specified portions of Alderson street and Second avenue to certain existing designated paragraphs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That paragraph (r) of Section 2 of Ordinance No. 335 entitled, "An Ordinance regu-*

lating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented, which paragraph (r) has the following heading:

"(r) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal; this regulation to be in effect twenty-four (24) hours each day, including Sunday."

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Alderson street between Maeburn road and Morrowfield avenue, westerly side.

Section 2. That paragraph (w) of Section 2 of said Ordinance, which paragraph (w) has the following heading:

"(w) Upon the following streets or portions of streets, no driver of a vehicle shall permit it to remain standing for a longer time than one (1) hour between 8:00 A. M. and 6:00 P. M., daily except Sunday."

shall be and the same is hereby further supplemented by adding at the end thereof the following:

Second avenue between Try street and Gasoline way, southerly side.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 26, 1939.

Approved December 28, 1939.

Ordinance Book 50, Page 452.

No. 740

AN ORDINANCE — Establishing the grade of RUTLAND STREET, from Grizella street to a property line 258.99 feet eastwardly therefrom.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council*

assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the northerly curb line of RUTLAND STREET, from Grizella street to a property line 258.99 feet eastwardly therefrom, be and the same is hereby established as follows, to wit:

Beginning at the easterly curb line of Grizella street, at an elevation of 1233.81 feet (curb as set); thence falling by a convex parabolic curve for a distance of 20.0 feet to a point of tangent, to an elevation of 1231.81 feet; thence falling at the rate of 20.0% for a distance of 238.99 feet to the prolongation northwardly of the dividing line between property now or late of P. Dietrich and wife, and property now or late of H. Dietrich and wife, to an elevation of 1184.01 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and same is hereby repealed, so far as the same affects this Ordinance.

Passed December 26, 1939.

Approved December 28, 1939.

Ordinance Book 50, Page 453.

No. 741

AN ORDINANCE — Establishing the grade of REED STREET, from Kirkpatrick street to Soho street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the northerly curb line of REED STREET, from Kirkpatrick street to Soho street, be and the same is hereby established as follows, to wit:*

Beginning at the easterly curb line of Kirkpatrick street, at an elevation of 1010.06 feet; thence falling by a convex parabolic curve for a distance of 40.0 feet to a point of tangent, to an elevation of 1008.35 feet; thence falling at the rate of 8.80% for a distance of 416.71 feet to a point of curve, to an elevation of 971.77 feet; thence by a concave parabolic curve for a distance of 40.0 feet to the westerly curb line of Soho street, to an elevation of 970.01 feet (curb as set).

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 26, 1939.

Approved December 28, 1939.

Ordinance Book 50, Page 454.

No. 742

AN ORDINANCE—Re-establishing the grade of KIRKPATRICK STREET, from Reed street to Rose street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the westerly curb line of KIRKPATRICK STREET, from Reed street to Rose street, be and the same is hereby re-established as follows, to-wit:*

Beginning on the northerly curb line of Reed street, at an elevation of 1010.06 feet; thence rising at the rate of 7.46% for a distance of 65.25 feet to a point of curve, to an elevation of 1014.93 feet; thence by a convex parabolic curve for a distance of 160.0 feet to a point of tangent, to an elevation of 1015.98 feet; thence falling at the rate of 6.15% for a distance of 63.25 feet to the southerly curb line of Rose street, to an elevation of 1012.09 feet (curb as set).

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 26, 1939.

Approved December 28, 1939.

Ordinance Book 50, Page 454.

No. 743

AN ORDINANCE—Fixing the width and position of the northerly sidewalk and roadway of JAY STREET, from Henderson street to the westerly line of the Highview Plan of Lots; pro-

viding for slopes, landscaping, retaining walls and steps, and establishing the grade thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the northerly sidewalk and roadway of JAY STREET, from Henderson street to the westerly line of the Highview Plan of Lots, and the grade of the northerly curb line thereof, shall be and the same is hereby fixed and established as follows to wit:*

The northerly sidewalk from Henderson street to the easterly line of the Highview Plan of Lots, shall have a uniform width of 6.0 feet, lying along and contiguous to the northerly street line; thence to the westerly line of the Highview Plan of Lots, a uniform width of 6.0 feet, the northerly curb line, to which the northerly sidewalk shall be contiguous, being parallel to and 16.0 feet south of the northerly line of the street.

The roadway shall have a uniform width of 18.0 feet, lying along and contiguous to the above described northerly sidewalk.

The remaining portions of the street, lying without the lines of the northerly sidewalk and roadway as above described, shall be used for slopes, landscaping, retaining walls and steps.

Section 2. The grade of the northerly curb line shall begin on the northerly curb line of Henderson street at a point of horizontal curve therein, 2.0 feet east of a point perpendicularly opposite the intersection of the northerly line of Henderson street and the northerly line of Jay street, at an elevation of 1028.27 feet (curb as set); thence shall fall at the rate of 4.0% for a distance of 23.98 feet to a point of curve, to an elevation of 1027.31 feet; thence by a concave parabolic curve for a distance of 40.0 feet to a point of tangent, to an elevation of 1027.91 feet; thence shall rise at the rate of 7.0% for a distance of 98.49 feet to the easterly curb line of Warren street, to an elevation of 1034.80 feet; thence shall rise at the rate of 6.50% for a distance of 243.57 feet to a point of curve, to an elevation of 1050.63 feet; thence by a convex parabolic

curve for a distance of 40.0 feet to a point of tangent, to an elevation of 1052.13 feet; thence shall rise at the rate of 1.0% for a distance of 89.0 feet to the westerly line of the Highview Plan of Lots, to an elevation of 1053.02 feet.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 26, 1939.

Approved December 28, 1939.

Ordinance Book 50, Page 455.

No. 744

AN ORDINANCE—Annulling and setting aside the location of WHITRIDGE STREET, formerly Wallace street, from Berthoud street to Breckenridge street, formerly Turnbull street. WHEREAS, The Commissioners appointed by the Court of Quarter Sessions of Allegheny County, in conformity to an Act of General Assembly of the Commonwealth of Pennsylvania, passed on the 1st day of March, 1837, entitled, "An Act supplementary to an Act to incorporate the City of Pittsburgh," submitted a plan of streets known as the City District, including, inter alia, WHITRIDGE STREET, formerly Wallace street, from Berthoud street to Breckenridge street, formerly Turnbull street, on the 6th day of June, 1840, which plan is of record in the Office of the Division of Surveys, in Plan Book marked "The Plan of Pittsburgh City District;" and

WHEREAS, The Court of Quarter Sessions of Allegheny County on the 17th day of July, 1843, approved certain sections of the said plan as submitted by the Commissioners for the City District, including, inter alia, the location of WHITRIDGE STREET, formerly Wallace street, from Berthoud street to Breckenridge street, at a width of Fifty (50) feet; and

WHEREAS, WHITRIDGE STREET, from Berthoud street to Breckenridge street, has not been opened or used as a public highway, and, in the judgment of the Council and the Mayor of

the City, it appears to be to the best interests of the City to remove the encumbrances upon the properties caused by the location of said street; THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the location of WHITRIDGE STREET, formerly Wallace street, from Berthoud street to Breckenridge street, formerly Turnbull street, as shown in the said plans and approved by the said Court of Quarter Sessions, is hereby annulled and set aside.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 26, 1939.

Approved December 28, 1939.

Ordinance Book 50, Page 456

No. 745

AN ORDINANCE—Vacating ROBINSON STREET, from Berthoud street to Vera street, and LEVEN WAY, from Morgan street to a property line 528.14 feet westwardly therefrom.

WHEREAS, it appears by a petition and affidavit on file in the Office of the City Clerk that the owners of all the property fronting on ROBINSON STREET, from Berthoud street to Vera street, and on LEVEN WAY, from Morgan street to a property line 528.14 feet westwardly therefrom, in the Fifth Ward of the City of Pittsburgh, as laid out in the George I. Whitney and Robert Arthurs Plan of Lots, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; NOW, THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That ROBINSON STREET, from Berthoud street to Vera street, and LEVEN WAY (formerly an unnamed 15-foot alley), the latter lying parallel to and mid-*

way between Berthoud street and Vera street, and extending from Morgan street to the westerly line of the George I. Whitney and Robert Arthurs Plan of Lots, at a distance of 828.14 feet west of Morgan street, in the Fifth Ward of the City of Pittsburgh, both of which were laid out in the above mentioned plan of lots, on file in the Bureau of Engineering, Division of Surveys in Plan Book Volume 10, page 287, be and the same are hereby vacated.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 26, 1939.

Approved December 28, 1939.

Ordinance Book 50, Page 456.

No. 746

AN ORDINANCE—Vacating SUSANNAH WAY, from Albany street to Hamburg street; RAPP WAY, from Ninetta way to Abbs way; JENNINGS AVENUE, from Albany street to Hamburg street; STEEL AVENUE, from Cavett street to Hamburg street; OLDSOON WAY, from Cavett street to Hillway way; NINETTA WAY, from Steel avenue to Springfield avenue; ABBS WAY from Steel avenue to Springfield avenue; ALBANY STREET, from Steel avenue to Springfield avenue; COSTELLO STREET, from Chippewa street to Steel avenue; HANDY WAY, from Steel avenue to Jennings avenue; HILLWAY WAY, from Chippewa street to Springfield avenue; NAOMI WAY, from Independence street to Steel avenue; and WABASH SQUARE, bounded by Albany street, Jennings avenue, Handy way and Steel avenue, in the Twentieth Ward of the City of Pittsburgh.

WHEREAS, It appears by the petition and affidavit on file in the Office of the City Clerk that the owner of all the property fronting or abutting on the lines of SUSANNAH WAY, from Albany street to Hamburg street; RAPP WAY, from Ninetta way to Abbs way; JENNINGS AVENUE, from Albany street to Hamburg street; STEEL AVENUE,

from Cavett street to Hamburg street; OLDSOON WAY, from Cavett street to Hillway way; NINETTA WAY, from Steel avenue to Springfield avenue; ABBS WAY, from Steel avenue to Springfield avenue; ALBANY STREET, from Steel avenue to Springfield avenue; COSTELLO STREET, from Chippewa street to Steel avenue; HANDY WAY, from Steel avenue to Jennings avenue; HILLWAY WAY, from Chippewa street to Springfield avenue; NAOMI WAY, from Independence street to Steel avenue; and WABASH SQUARE bounded by Albany street, Jennings avenue, Handy way and Steel avenue, in the Twentieth Ward of the City of Pittsburgh, has petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; THEREFORE:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That SUSANNAH WAY, from Albany street to Hamburg street; RAPP WAY, from Ninetta way to Abbs way; JENNINGS AVENUE, from Albany street to Hamburg street; STEEL AVENUE, from Cavett street to Hamburg street; OLDSOON WAY, from Cavett street to Hillway way; NINETTA WAY, from Steel avenue to Springfield avenue; ABBS WAY, from Steel avenue to Springfield avenue; ALBANY STREET, from Steel avenue to Springfield avenue; COSTELLO STREET, from Chippewa street to Steel avenue; HANDY WAY, from Steel avenue to Jennings avenue; HILLWAY WAY, from Chippewa street to Springfield avenue; NAOMI WAY, from Independence street to Steel avenue; and WABASH SQUARE, bounded by Albany street, Jennings avenue, Handy way and Steel avenue, in the Twentieth Ward of the City of Pittsburgh, as laid out in the Wabash Heights Plan of Lots, by C. Lampe, on January 31, 1906, on file in the Division of Surveys, Bureau of Engineering of the City of Pittsburgh, in Plan Book Volume 8, page 234, and as approved and accepted by Ordinance No. 29, approved May 22, 1906 and recorded in Ordinance Book Volume 17, page 509, shall be and the same are hereby vacated.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and

the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 26, 1939.

Approved December 28, 1939.

Ordinance Book 50, Page 457.

No. 747

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Ernest P. Goodrich in the sum of \$2,300.00 for professional services rendered the City of Pittsburgh without previous authority of law.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of Ernest P. Goodrich in the sum of \$2,300.00, in full settlement of his claim for professional services rendered the City of Pittsburgh in connection with the case of the Pennsylvania Railroad Company vs. the City of Pittsburgh (Bigelow Boulevard Slide), and charge the same to Code Account No. 1076, Witness Fees.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 29, 1939.

Approved December 30, 1939.

Ordinance Book 50, Page 458.

No. 748

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to enter into an agreement with Harry J. Hoffman and Anna K. Hoffman permitting the City of Pittsburgh to dump and to dispose of street sweepings and other refuse delivered by vehicles of the Department of Public Works to a dump owned by Harry J. and Anna Hoffman in the twenty-sixth ward, City of Pitts-

burgh, and permitting the City of Pittsburgh to store materials and equipment thereon at a total charge of \$2,000.00 per year, payable monthly.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works be and are hereby authorized and directed to enter into an agreement with Harry J. Hoffman and Anna K. Hoffman permitting the dumping and disposal of street sweepings and other refuse delivered by vehicles of the Department of Public Works to a dump and permitting the storage of materials and equipment upon said dump, the same, being owned by said Harry J. Hoffman and Anna K. Hoffman, and which is shown on Sheet 1, 26th Ward, in the office of the Assessor of the City of Pittsburgh, being part of lot No. 13 in the Voegtley Plan recorded in the Recorder's Office of Allegheny County in Plan Book Vol. 3, page 54.*

Section 2. The City of Pittsburgh shall have the exclusive right to dump street sweepings and other refuse upon or into the above described property and shall have the sole and complete right to supervise all dumping, disposal, etc., and shall have the right to maintain dump attendants, caretakers, or watchmen at any time of the day or night and in any manner the City shall deem fit.

Section 3. The owners Anna K. Hoffman and Harry J. Hoffman shall permit at any time of the day or night dumping and disposal of all street sweepings and other refuse delivered by vehicles of the Department of Public Works.

Section 4. The City of Pittsburgh shall, as long as the agreement for dumping continues in effect, have the right to store any materials or equipment whatever on ground now a part of the dump or on any ground hereafter filled and leveled by reason of dumping by the City.

Section 5. The owners of the said property shall hold the City of Pittsburgh harmless for any loss sustained by them, whether, by suit or claim, as a result of any injury, damage, or nuisance that may be caused directly or in-

directly to persons or property by reason of said dumping or storage.

Section 6. The price to be paid by the City of Pittsburgh to the owners, Anna K. Hoffman and Harry J. Hoffman, for the permission to dump and store and for all other rights and immunities pertaining thereto, shall be Two Thousand Dollars (\$2,000.00) per year for a period of one year, commencing January 1, 1940 and ending December 31, 1940. Said amount to be paid at the rate of \$166.66 per month.

Section 7. The agreement shall be subject to cancellation at any time by the City of Pittsburgh by the giving of thirty (30) days written notice to the owners.

Section 8. The City shall have the right or option to renew the agreement upon the same terms and conditions and at the same yearly rate for a further period of one year or two years at the discretion of the City.

Section 9. The cost of said dumping and storage shall be charged monthly and payable from Code Account No. 1614, Miscellaneous Services, Stables and Yards, Bureau of Highways and Sewers, Department of Public Works, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants on said funds for payment of said dumping and storage.

Section 10. The form of the Agreement shall be approved by the City Solicitor.

Section 11. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 29, 1939.

Approved December 30, 1939.

Ordinance Book 50, Page 458.

No. 749

AN ORDINANCE—Making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year, beginning January 1, 1940.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the revenues of said City derived from taxes and other sources for the fiscal year beginning January 1, 1940, and ending December 31, 1940, are hereby appropriated in the sum of \$24,285.342.53 to pay the expenses of conducting the public business of the City of Pittsburgh and meeting the debt charges thereof during the said period beginning January 1, 1940, and ending December 31, 1940, and all unexpended balances of appropriations remaining open upon the books of the City Controller at the close of the fiscal year shall be and the same are hereby ordered to be cancelled, except such amounts as shall be required for payment for services actually rendered or supplied, materials or equipment actually delivered prior to December 31, 1939, and so reported to the City Controller, or such amounts as shall be directed to be carried over to the fiscal year 1940, by resolution or ordinance of Council.*

Section 2. No liability shall be incurred against any appropriation item in excess of the unencumbered balance thereof, and said appropriation items shall be administered subject to and in conformity with the following terms and conditions:

- (a) Data required for preparation of payrolls shall be submitted to the City Controller in such form, and at such times, as he may prescribe, this data to include records of employment, time worked, whether compensation is based upon hours or days worked, quantity of work performed, or upon a monthly or annual salary basis, and such other records or reports with reference to personal service as may be required.
- (b) Payrolls shall be prepared by the City Controller upon the basis of such records or reports, and submitted by him to the respective directors or heads of departments or offices for approval and certification in such form as he may prescribe.
- (c) No transfer shall be made from one appropriation item to another.

other except by resolution or ordinance of council, and such resolution or ordinance shall in each case set forth the reasons for such request, and be accompanied by a certification from the Controller stating that there is a sufficient balance unencumbered and available in the appropriation item from which the transfer is to be made.

Section 3. No obligation shall be incurred by any department of the City government other than for salaries or wages, or for necessary expenses of employees when engaged upon city business, except through the issue of an order, stating the service to be rendered, work performed, or supplies, materials or equipment to be furnished together with the estimated cost of the same. The Director of the Department of Supplies is hereby authorized and directed to provide upon requisition by the head of any department all necessary supplies, materials, equipment and machinery for such department; provided, however, that no requisition of any department shall be filled by the Director of the Department of Supplies in excess of the unencumbered balance of the appropriation properly chargeable, and that no order shall be issued

by the Director of the Department of Supplies, or by the head of any other department of the City government, until it has been approved by and City Controller. Payments on account of direct purchase shall be made from the amounts hereinafter appropriated therefor respectively. Purchases made by the Director of the Department of Supplies to go into stores shall be paid for from the fund provided for such purposes, and when and as directed by the City Controller; said fund shall be reimbursed from other appropriations to the extent of deliveries made from stores.

Section 4. Council may, by resolution of the Finance Committee, from time to time, restrict expenditures from the appropriations made hereby, both as to amounts of expenditure and the periods within which such expenditures may be made, and may also, by resolution of the Finance Committee at any time cancel in whole or in part any unencumbered balance of any of said appropriations.

Section 5. For purposes of administration and accounting control, the code symbols indicated herein shall be considered as part of the appropriation titles.

COUNCIL AND CITY CLERK

Code Account Number	Class	Amount Appropriated	Total
1001-A-1	Salaries, Regular Employees.....	\$ 81,800.00	

CITY CLERK

1002-A-1	Salaries, Regular Employees.....	\$ 23,910.00	
1003-B	Miscellaneous Services	900.00	
1004-B	Newspaper Advertising	12,000.00	
1005-C	Supplies	6,000.00	
1006-F	Equipment	1,000.00	
1009-B	Taxicab Fund	3,000.00	
42-M	Contingent Fund	30,000.00	
		<u>\$ 177,600.00</u>	

MAYOR'S OFFICE

1016-A-1	Salaries, Regular Employees.....	\$ 31,730.00	
1017-B	Miscellaneous Services	4,000.00	
1018-C	Supplies	3,000.00	
1019-E	Repairs	25.00	
1020-F	Equipment	4,000.00	
1021	Publications	3,000.00	
		<u>\$ 47,755.00</u>	

POLICE MAGISTRATES

Code Account Number	Class	Amount Appropriated	Total
1022-A-1	Salaries, Regular Employees.....	\$ 22,480.00	
1023-B	Miscellaneous Services	200.00	
1024-C	Supplies	150.00	
		<u>\$</u>	22,830.00

MORALS COURT

1025-A-1	Salaries, Regular Employees.....	\$ 5,830.00	
1026-B	Miscellaneous Services	50.00	
1027-C	Supplies	120.00	
		<u>\$</u>	6,000.00

TRAFFIC COURT

1028-A-1	Salaries, Regular Employees.....	\$ 18,040.00	
1030-B	Miscellaneous Services	350.00	
1031-C	Supplies	1,000.00	
1032-E	Repairs	50.00	
1033-F	Equipment	300.00	
		<u>\$</u>	19,740.00

SUPERVISION OF CITY STABLES

1040-A-1	Salaries, Regular Employees.....	\$ 2,150.00	
1040-A-3	Wages, Regular Employees.....	12,775.00	
1041-B	Miscellaneous Services	4,000.00	
1042-C	Supplies	9,300.00	
1043-D	Materials	200.00	
1044-E	Repairs	2,500.00	
1045-F	Equipment	1,450.00	
		<u>\$</u>	32,375.00

Total Mayor's Office.....	<u>\$</u>	128,720.00
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DEPARTMENT OF CITY CONTROLLER

1046-A-1	Salaries, Regular Employees.....	\$ 159,390.00	
1047-A-4	Wages, Temporary Employees.....	59,000.00	
1048-B	Miscellaneous Services	4,000.00	
1049-C	Supplies	22,500.00	
1050-E	Repairs	1,000.00	
1051-F	Equipment	7,500.00	
1052-B	Inspection	100.00	
1053-B	Attorney's Fees, Bond Issue.....	6,250.00	
1054-B	Registrar's Fees, and Debt Statements.....	1,500.00	
1056-B	Controller's Postage	20,000.00	
1057-B	Departmental Postage	17,000.00	
		<u>\$</u>	298,240.00

DEPARTMENT OF CITY TREASURER

1060-A-1	Salaries, Regular Employees	\$ 79,700.00	
1061-A-2	Salaries, Temporary Employees.....	33,421.81	
1063-B	Miscellaneous Services	3,822.80	
1064-C	Supplies	2,440.00	
1065-E	Repairs	280.00	
1066-F	Equipment	1,440.00	
		<u>\$</u>	121,104.61

DEPARTMENT OF COLLECTOR OF DELINQUENT TAXES

1067-A-1	Salaries, Regular Employees.....	\$ 32,480.00	
1068-A-2	Salaries, Temporary Employees.....	18,000.00	

Code Account Number	Class	Amount Appropriated	Total
1069-B	Miscellaneous Services	3,495.00	
1070-B	Advertising Delinquent Taxes.....	1,000.00	
1071-C	Supplies	1,100.00	
1072-E	Repairs	75.00	
1073-F	Equipment	900.00	
			57,050.00

DEPARTMENT OF LAW

1074-A-1	Salaries, Regular Employees.....	\$ 134,225.00	
1075-B	Miscellaneous Services	53,070.00	
1076-B	Witness Fees	25,000.00	
1078-C	Supplies	3,337.80	
1079-F	Equipment	1,408.20	
1080-M	Preparing and prosecuting litigation against Public Service Companies.....	6,000.00	
1081-1	Service and Equipment Survey, Railway System....	500.00	
1081-M	Petty Claims	5,000.00	
1082-B	Title Examination	500.00	
1085	Reorganization of Pittsburgh Railways Co. and Pittsburgh Motor Coach Co.....	10,000.00	
1086	Collection of Delinquent Taxes and Water Rents....	50,000.00	
			289,041.00

DEPARTMENT OF ASSESSORS

1093-A-1	Salaries, Regular Employees.....	\$ 99,040.00	
1094-A-2	Salaries, Temporary Employees.....	3,000.00	
1095-B	Miscellaneous Services	1,500.00	
1096-C	Supplies	2,500.00	
1097-E	Repairs	100.00	
1098-F	Equipment	500.00	
			106,640.00

CIVIL SERVICE COMMISSION

1099-A-1	Salaries, Regular Employees.....	\$ 31,160.00	
1100-B	Miscellaneous Services	880.00	
1101-C	Supplies	1,200.00	
1101-1-F	Equipment	400.00	
			33,640.00

DEPARTMENT OF CITY PLANNING

1102-A-1	Salaries, Regular Employees.....	\$ 25,920.00	
1103-B	Miscellaneous Services	250.00	
1104-C	Supplies	700.00	
1105-E	Repairs	500.00	
1106-F	Equipment	250.00	
			27,620.00

BOARD OF ADJUSTMENT

1117-A-1	Salaries, Regular Employees.....	\$ 16,600.00	
1118-C	Supplies	150.00	
1119-E	Repairs	40.00	
1120-F	Equipment	150.00	
			16,940.00

ART COMMISSION

1121-A-1	Salaries, Regular Employees.....	\$ 900.00	
1122-B	Miscellaneous Services	10.00	

Code Account Number	Class	Amount Appropriated	Total
1123-C	Supplies	170.00	
1125-F	Equipment	20.00	
		\$	1,100.00

DEPARTMENT OF SUPPLIES

1126-A-1	Salaries, Regular Employees.....	\$ 40,010.00	
1128-B	Miscellaneous Services	3,142.00	
1129-C	Supplies	2,220.00	
1131-E	Repairs	15.00	
1132-F	Equipment	1,928.00	
		\$	47,315.00

BOARD OF WATER ASSESSORS

1140-A-1	Salaries, Regular Employees.....	\$ 63,480.00	
1141-B	Miscellaneous Services	481,315.00	
1143-C	Supplies	750.00	
1145-E	Repairs	40.00	
1146-F	Equipment	306.58	
		\$	545,891.58

CARNEGIE FREE LIBRARY, NORTH SIDE

1147-A-1	Salaries, Regular Employees.....	\$ 45,800.00	
1149-B	Miscellaneous Services	900.00	
1150-C	Supplies	1,000.00	
1152-E	Repairs	2,000.00	
1153-F	Equipment	10,000.00	
		\$	59,700.00

WOODS RUN BRANCH

1154-A-1	Salaries, Regular Employees.....	\$ 4,440.00	
1156-B	Miscellaneous Services	75.00	
1157-C	Supplies	150.00	
1158-F	Equipment	2,000.00	
		\$	6,665.00

Total, Carnegie Free Library, North Side.....	\$	66,365.00
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DEPARTMENT OF PUBLIC HEALTH General Office

1201-A-1	Salaries, Regular Employees.....	\$ 16,680.00	
1202-B	Miscellaneous Services	400.00	
1203-C	Supplies	300.00	
1204-E	Repairs	20.00	
1205-F	Equipment	445.00	
1205-1	Syphilis Control	25,000.00	
		\$	42,845.00

BUREAU OF INFECTIOUS DISEASES

1206-A-1	Salaries, Regular Employees.....	\$ 17,890.00	
1208-B	Miscellaneous Services	10.00	
1209-C	Supplies	110.00	
1210-E	Repairs	35.00	
1211-F	Equipment	60.00	
		\$	18,105.00

DIVISION OF REGISTRATION

1212-A-1	Salaries, Regular Employees.....	\$ 3,990.00	
1213-B	Miscellaneous Services	797.00	

Code Account Number	Class	Amount Appropriated	Total
1214-C	Supplies -----	100.00	
1215-E	Repairs -----	10.00	
			4,897.00

DIVISION OF TRANSMISSIBLE DISEASES

1216-A-1	Salaries, Regular Employees-----	43,170.00	
1218-B	Miscellaneous Services -----	1,600.00	
1219-C	Supplies -----	17,500.00	
1220-D	Materials -----	10.00	
			62,280.00

DIVISION OF BACTERIOLOGY

1221-A-1	Salaries, Regular Employees-----	22,090.00	
1223-B	Miscellaneous Services -----	100.00	
1224-C	Supplies -----	1,000.00	
1225-D	Materials -----	25.00	
1226-E	Repairs -----	75.00	
1227-F	Equipment -----	1,000.00	
			24,290.00

TUBERCULOSIS HOSPITAL

1228-A-1	Salaries, Regular Employees-----	119,690.00	
1229-A-3	Wages, Regular Employees-----	19,933.10	
1230-B	Miscellaneous Services -----	9,779.00	
1231-C	Supplies -----	90,000.00	
1232-D	Materials -----	3,000.00	
1233-E	Repairs -----	3,000.00	
1234-F	Equipment and Machinery-----	2,500.00	
			247,902.10

MUNICIPAL HOSPITAL

1235-A-1	Salaries, Regular Employees-----	42,000.00	
1237-A-3	Wages, Regular Employees-----	35,559.25	
1238-B	Miscellaneous Services -----	800.00	
1239-C	Supplies -----	24,000.00	
1240-D	Materials -----	50.00	
1241-E	Repairs -----	500.00	
1242-F	Equipment and Machinery-----	4,500.00	
			107,109.25

Total Bureau of Infectious Diseases-----	464,583.35
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BUREAU OF CHILD WELFARE

1243-A-1	Salaries, Regular Employees-----	165,150.00	
1244-M	Diphtheria Immunization Fund-----	1,500.00	
1245-B	Miscellaneous Services -----	4,650.00	
1246-C	Supplies -----	6,800.00	
1246-1	Milk -----	30,000.00	
1247-E	Repairs -----	25.00	
1248-F	Equipment -----	182.00	
			208,307.00

BUREAU OF INSPECTION

1249-A-1	Salaries, Regular Employees-----	91,750.00	
1251-B	Miscellaneous Services -----	6,500.00	
1252-C	Supplies -----	700.00	
1253-D	Materials -----	25.00	

Code Account Number	Class	Amount Appropriated	Total
1254-E	Repairs	75.00	
1255-F	Equipment	985.00	
			\$ 100,035.00

DIVISION OF PLUMBING AND HOUSE DRAINAGE

1263-A-1	Salaries, Regular Employees.....	\$ 35,770.00	
1264-A-4	Wages, Temporary Employees.....	800.00	
1265-B	Miscellaneous Services	700.00	
1266-C	Supplies	400.00	
1267-D	Materials	20.00	
1268-E	Repairs	10.00	
1269-F	Equipment	25.00	
			\$ 37,725.00

DIVISION OF HOUSE AND SANITARY INSPECTION

1270-A-1	Salaries, Regular Employees.....	\$ 45,270.00	
1271-B	Miscellaneous Services	240.00	
1272-C	Supplies	265.00	
1274-F	Equipment	10.00	
			\$ 45,785.00

Total, Bureau of Inspection.....	\$ 183,545.00
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Total, Department of Public Health.....	\$ 899,280.35
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DEPARTMENT OF PUBLIC WELFARE

General Office

1301-A-1	Salaries, Regular Employees.....	\$ 43,840.00	
1302-B	Miscellaneous Services	26,000.00	
1302-B-1	Miscellaneous Services	250.00	
1303-C	Supplies	809.70	
1304-D	Repairs	50.00	
1305-F	Equipment	108.80	
			\$ 71,056.50

DISTRICT PHYSICIANS

1306-A-1	Salaries, Regular Employees.....	\$ 18,000.00	
1307-C	Supplies	200.00	
1308-B	Quarantine Relief and Burials.....	10,000.00	
1309-B	Care of Patients in other districts.....	1,600.00	
1310-B	Care of Feeble Minded Patients.....	10,000.00	
1311-B	Transportation	2,700.00	
1312-B	Pasteur Treatment	1,875.00	
			\$ 44,375.00

MAYVIEW CITY HOME AND HOSPITALS

1325-A-1	Salaries, Regular Employees.....	\$ 558,541.00	
1326-A-3	Wages, Regular Employees.....	92,433.40	
1327	Eight-hour Schedule	40,000.00	
1328-B	Miscellaneous Services	7,300.00	
1332-C	Supplies	483,875.73	
1333-D	Materials	26,285.58	
1335-E	Repairs	1,950.00	
1337-F	Equipment and Machinery.....	45,000.00	
1338	Fire Apparatus	9,500.00	
			\$ 1,264,885.71

MAYVIEW COAL MINE

Code Account Number	Class	Amount Appropriated	Total
1351-A-1	Salaries, Regular Employees.....	\$ 2,772.00	
1352-A-3	Wages, Regular Employees.....	38,400.00	
1353-C	Supplies	39.50	
1354-D	Materials	2,270.00	
1356-F	Equipment and Machinery.....	530.00	
		<u>\$</u>	<u>44,011.50</u>
Total, Department of Public Welfare.....			\$ 1,424,328.71

**DEPARTMENTS OF LANDS AND BUILDINGS
BUREAU OF ACCOUNTS AND ADMINISTRATION**

1360-A-1	Salaries, Regular Employees.....	\$ 26,230.00	
1361-B	Miscellaneous Services	24,829.00	
1362-C	Supplies	83,338.00	
1363-D	Materials	18,678.00	
1364-E	Repairs	5,000.00	
1365-F	Equipment	874.00	
1365-1	Sale of City owned Real Estate.....	10,000.00	
		<u>\$</u>	<u>168,949.00</u>

BUREAU OF REPAIRS

1366-A-3	Wages, Regular Employees.....	\$ 43,138.00
1367-A-4	Wages, Temporary Employees.....	12,266.00

BUREAU OF OPERATING MAINTENANCE

1368-A-1	Salaries, Regular Employees.....	\$ 159,420.00	
1370-A-3	Wages, Regular Employees.....	102,729.00	
		<u>\$</u>	<u>262,149.00</u>

Total, Department of Lands and Buildings..... \$ 486,502.00

DEPARTMENT OF PUBLIC SAFETY

1401-A-1	Salaries, Regular Employees.....	\$ 31,200.00	
1403-B	Miscellaneous Services	700.00	
1404-C	Supplies	1,525.00	
1405-E	Repairs	100.00	
1406-F	Equipment	200.00	
		<u>\$</u>	<u>33,725.00</u>

DIVISION OF GARAGE AND REPAIR SHOP

1411-A-1	Salaries, Regular Employees.....	\$ 8,580.00	
1412-A-3	Wages, Regular Employees.....	51,544.00	
1413-B	Miscellaneous Services	50.00	
1414-C	Supplies	33,757.00	
1415-D	Materials	15,824.00	
1416-E	Repairs	5,000.00	
1417-F	Equipment	550.00	
1418	Braking System—Fire Apparatus	6,000.00	
		<u>\$</u>	<u>121,306.00</u>

DIVISION OF ACCOUNTS AND PERMITS

1432-A-1	Salaries, Regular Employees.....	\$ 8,180.00	
		<u>\$</u>	<u>8,180.00</u>

Total, General Office..... \$ 163,210.00

BUREAU OF POLICE

Code Account Number	Class	Amount Appropriated	Total
1443-A-1	Salaries, Regular Employees.....	\$ 2,389,700.00	
1446-A-4	Wages, Temporary Employees.....	5,000.00	
1447-B	Miscellaneous Services	10,500.00	
1448-B	Carfare	2,000.00	
1449-C	Supplies	7,500.00	
1450-D	Materials	200.00	
1451-E	Repairs	400.00	
1452-F	Equipment and Machinery.....	30,000.00	
1455-O	Refunds for Uniforms.....	250.00	
1456-B	Miscellaneous Services—Dog Pound.....	12,000.00	
			\$ 2,457,550.00

DIVISION OF TOWING AND IMPOUNDING

1458-A-1	Salaries, Regular Employees.....	\$ 20,000.00	
1459-C	Supplies	200.00	
			\$ 20,200.00

BUREAU OF FIRE

1461-A-1	Salaries, Regular Employees.....	\$ 2,008,750.00	
1463-B	Miscellaneous Services	1,500.00	
1464-C	Supplies	5,500.00	
1465-D	Materials	1,506.60	
1466-E	Repairs	1,000.00	
1468-F	Equipment	50,000.00	
1469-F	Fire Hose	5,000.00	
			\$ 2,073,256.60

BUREAU OF ELECTRICITY

1471-A-1	Salaries, Regular Employees.....	\$ 121,410.00	
1472-B	Miscellaneous Services	60,000.00	
1473-B	Deficit Telephone Services.....	5,500.00	
1474-C	Supplies	2,400.00	
1475-D	Materials	5,600.00	
1476-E	Repairs	300.00	
1477-F	Equipment and Machinery.....	3,500.00	
1478-F	Special Equipment—Police and Fire Boxes.....	3,584.00	
1479-G	Miscellaneous Conduit Construction.....	1,000.00	
1480-G	Cable Installation	4,000.00	
			\$ 207,294.00

BUREAU OF BUILDING INSPECTION

1481-A-1	Salaries, Regular Employees.....	\$ 92,310.00	
1483-B	Miscellaneous Services	2,800.00	
1484-C	Supplies	600.00	
1485-M	Demolition of Condemned Buildings.....	6,960.00	
1486-E	Repairs	50.00	
1487-F	Equipment	600.00	
			\$ 103,320.00

BUREAU OF TRAFFIC PLANNING

1488-A-1	Salaries, Regular Employees.....	\$ 65,888.00	
1489-A-4	Wages, Temporary Employees.....	25,660.00	
1490-B	Miscellaneous Services	17,500.00	
1481-B	Boy Scout Traffic Count.....	1,000.00	
1492-B	Tabulation Fund	1,000.00	
1493-C	Supplies	30,000.00	

Code Account Number	Class	Amount Appropriated	Total
1494-D	Materials -----	13,500.00	
1495-E	Repairs -----	750.00	
1496-F	Equipment -----	13,500.00	
1497-M	Publicity Fund -----	10,000.00	
1499-G	Essay Contest -----	4,000.00	
			182,798.00
	Total, Department of Public Safety-----		5,207,828.60

DEPARTMENT OF PUBLIC WORKS

1500-A-1	Salaries, Regular Employees, Director's Office-----	17,130.00	
1502-B	Miscellaneous Services -----	500.00	
1503-C	Supplies -----	300.00	
1504-E	Repairs -----	25.00	
1505	Equipment -----	100.00	
			18,055.00

CHIEF ENGINEER'S OFFICE

1506-A-1	Salaries, Regular Employees-----	10,840.00	
1507-B	Miscellaneous Services -----	300.00	
1508-C	Supplies -----	200.00	
1509-E	Repairs -----	15.00	
1510	Equipment -----	100.00	
			11,455.00

DIVISION OF GARAGE AND REPAIR SHOP

1511-A-1	Salaries, Regular Employees-----	2,480.00	
1512-A-2	Wages, Regular Employees-----	27,600.00	
1513-B	Miscellaneous Services -----	520.00	
1514-C	Supplies -----	40,000.00	
1514-1	Supplies, Deficit 1939-----	1,000.00	
1515-D	Materials -----	20,000.00	
1516-E	Repairs -----	2,000.00	
1517-F	Equipment -----	1,500.00	
			95,100.00

DIVISION OF ACCOUNTING

1518-A-1	Salaries, Regular Employees-----	22,165.00	
1519-B	Miscellaneous Services -----	2,425.00	
1520-C	Supplies -----	450.00	
1521-E	Repairs -----	15.00	
1522-F	Equipment -----	200.00	
			25,255.00

GARBAGE AND RUBBISH—CONTRACT ACCOUNT

1522-1	Garbage and Rubbish Collection-----	325,000.00	
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PHOTOGRAPHIC DIVISION

1523-A-1	Salaries, Regular Employees-----	5,120.00	
1524-B	Miscellaneous Services -----	25.00	
1525-C	Supplies -----	1,600.00	
1526-D	Materials -----	35.00	
1527-E	Repairs -----	25.00	
1528-F	Equipment -----	500.00	
			7,305.00

Total, General Office-----		482,170.00
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BUREAU OF CITY REFUSE			
Code Account Number	Class	Amount Appropriated	Total
1528-1	Maintenance Fund	\$ 675,000.00	
BUREAU OF ENGINEERING			
1529-A-1	Salaries, Regular Employees	\$ 150,000.00	
1530-B	Miscellaneous Services	1,525.00	
1531-C	Supplies	800.00	
1532-D	Materials	100.00	
1533-E	Repairs	125.00	
1534-F	Equipment	225.00	
1535-C	Grade and Curb Pins	150.00	
1536-D	Castings	1,000.00	
1537-C	Standards and Specifications	75.00	
1539-E	General Repaving	13,500.00	
1540-E	Sewer Repair Schedule	10,000.00	
1541-E	Repair Schedule, Bridges and Structures	25,000.00	
			\$ 202,500.00
DIVISION OF MAINTENANCE			
Bridge Repairs			
1573-A-4	Wages, Temporary Employees	\$ 44,240.00	
1574-A-2	Salaries, Temporary Employees	1,716.00	
1575-B	Miscellaneous Services	200.00	
1576-C	Supplies	600.00	
1577-D	Materials	2,900.00	
1578-E	Repairs	300.00	
1579-F	Equipment	150.00	
			\$ 50,106.00
BRIDGE REPAINTING			
1580-A-3	Wages, Regular Employees	\$ 27,340.00	
1581-B	Miscellaneous Services	200.00	
1582-C	Supplies	500.00	
1583-D	Materials	1,900.00	
1584-F	Equipment	200.00	
			\$ 30,140.00
STREET SIGNS AND MONUMENT BOXES			
1585-A-4	Wages, Tempooary Employees	\$ 1,036.00	
1587-B	Miscellaneous Services	50.00	
1589-D	Materials	1,000.00	
			\$ 2,086.00
CONSTRUCTION AND MAINTENANCE OF FENCES			
1593-A-4	Wages, Temporary Employees	\$ 3,680.00	
1596-D	Materials	500.00	
			\$ 4,180.00
PUBLIC UTILITIES			
1597-A-1	Salaries, Regular Employees	\$ 20,500.00	
1597-2-B	Miscellaneous Services	769,100.00	
			\$ 789,600.00
Total, Bureau of Engineering			\$ 1,078,612.00
BUREAU OF DEED REGISTRY			
1598-A-1	Salaries, Regular Employees	\$ 12,430.00	
1600-C	Supplies	335.00	

Code Account Number	Class	Amount Appropriated	Total
1601-E	Repairs -----	20.00	
1602-F	Equipment -----	150.00	
			12,935.00

BUREAU OF HIGHWAYS AND SEWERS
General Office

1603-A-1	Salaries, Regular Employees -----	18,690.00	
1604-B	Miscellaneous Services -----	100.00	
1605-C	Supplies -----	500.00	
1606-E	Repairs -----	50.00	
1607-F	Equipment -----	150.00	
			19,490.00

Division Offices

1608-A-1	Salaries, Regular Employees -----	24,900.00	
1609-A-3	Wages, Regular Employees -----	52,800.00	
1610-B	Miscellaneous Services -----	900.00	
1611-C	Supplies -----	500.00	
			79,100.00

STABLES AND YARDS

1613-A-3	Wages, Regular Employees -----	24,000.00	
1614-B	Miscellaneous Services -----	8,608.00	
1615-C	Supplies -----	2,500.00	
1616-D	Materials -----	250.00	
1617-E	Repairs -----	100.00	
1618-F	Equipment -----	50.00	
			35,508.00

CLEANING HIGHWAYS

1620-A-2	Salaries, Temporary Employees -----	123,528.00	
1621-A-4	Wages, Temporary Employees—Jan. to Mar. -----	60,998.00	
1622-A-4	Wages, Temporary Employees—April to June -----	60,998.00	
1623-A-4	Wages, Temporary Employees—July to Sept. -----	60,998.00	
1624-A-4	Wages, Temporary Employees—Oct. to Dec. -----	60,998.00	
1625-B	Miscellaneous Services -----	11,000.00	
1626-C	Supplies -----	5,000.00	
1628-E	Repairs -----	100.00	
1629-F	Equipment -----	25,000.00	
			408,620.00

REPAIRING HIGHWAYS

1629-A-2	Salaries, Temporary Employees -----	20,592.00	
1630-A-4	Wages, Temporary Employees—Jan. to Mar. -----	15,061.00	
1631-A-4	Wages, Temporary Employees—April to June -----	13,370.00	
1632-A-4	Wages, Temporary Employees—July to Sept. -----	13,370.00	
1633-A-4	Wages, Temporary Employees—Oct. to Dec. -----	13,370.00	
1634-B	Miscellaneous Services -----	250.00	
1635-D	Materials -----	10,000.00	
1635-½-F	Equipment -----	6,000.00	
			92,013.00

CLEANING AND REPAIRING SEWERS AND SEWER DROPS

1635-A-2	Salaries, Temporary Employees -----	13,728.00	
1636-A-4	Wages, Temporary Employees—Jan. to Mar. -----	10,512.00	
1637-A-4	Wages, Temporary Employees—April to June -----	10,512.00	
1638-A-4	Wages, Temporary Employees—July to Sept. -----	10,512.00	

Code Account Number	Class	Amount Appropriated	Total
1639-A-4	Wages, Temporary Employees—Oct. to Dec.	10,512.00	
1640-C	Supplies	150.00	
1641-D	Materials	2,000.00	
1641-½-F	Equipment	3,850.00	
		\$	61,776.00

BOARDWALKS AND STEPS

1642-A-2	Salaries, Temporary Employees	\$ 3,432.00	
1643-A-4	Wages, Temporary Employees—Jan. to Mar.	1,289.00	
1644-A-4	Wages, Temporary Employees—April to June	810.00	
1645-A-4	Wages, Temporary Employees, July to Sept.	1,409.00	
1646-A-4	Wages, Temporary Employees, Oct. to Dec.	820.00	
1647-D	Materials	7,000.00	
1648-F	Equipment	150.00	
1649	Cinders, Slag and Freight Fund	2,500.00	
		\$	17,410.00

PLATFORMS AND STANDS

1650-A-4	Wages, Temporary Employees	\$ 442.00	
1651-D	Materials	300.00	
		\$	742.00

VACATION ALLOWANCE

1652-A-4	Wages, Vacations	\$ 16,000.00	
		\$	16,000.00

ASPHALT PLANT

1655-A-1	Salaries, Regular Employees	\$ 16,280.00	
1655-A-2	Salaries, Temporary Employees	15,144.00	
1656-A-4	Wages, Temporary Employees	98,434.00	
1657-B	Miscellaneous Services	200.00	
1658-C	Supplies	14,800.00	
1659-D	Materials	85,300.00	
1660-E	Repairs	915.00	
1661-F	Equipment	3,700.00	
1662-M	Wages Vacation Allowance	5,000.00	
		\$	239,773.00
		\$	970,432.00

Total, Bureau of Highways and Sewers

BUREAU OF WATER

1736-A-1	Salaries, Regular Employees	\$ 16,540.00	
1737-B	Miscellaneous Services	50.00	
1738-C	Supplies	220.00	
1739-E	Repairs	15.00	
1740-F	Equipment	132.00	
		\$	16,957.00

FILTRATION DIVISION

1741-A-1	Salaries, Regular Employees	\$ 58,910.00	
1742-A-3	Wages, Regular Employees	6,673.20	
1743-A-3	Wages, Regular Laborers—Jan. to Mar.	32,500.00	
1744-A-3	Wages, Regular Laborers—April to June	32,500.00	
1745-A-3	Wages, Regular Laborers—July to Sept.	32,500.00	
1746-A-3	Wages, Regular Laborers—Oct. to Dec.	32,500.00	
1747-A-4	Wages, Temporary Laborers—Jan. to Mar.	4,000.00	
1748-A-4	Wages, Temporary Laborers—Oct. to Dec.	4,000.00	

Code Account Number	Class	Amount Appropriated	Total
1749-B	Miscellaneous Services	340.00	
1750-C	Soda Ash and Chlorine	10,088.25	
1751-C	Supplies	3,576.05	
1752-D	Materials	12,512.07	
1753-E	Repairs	685.00	
1754-F	Equipment	3,087.27	
			233,851.84

MECHANICAL DIVISION

1755-A-1	Salaries, Regular Employees	56,172.00	
1756-A-3	Wages, Regular Employees	133,913.00	
1757-A-3	Wages, Regular Laborers—Jan. to Mar.	12,285.00	
1758-A-3	Wages, Regular Laborers—April to June	12,285.00	
1759-A-3	Wages, Regular Laborers—July to Sept.	12,285.00	
1760-A-3	Wages, Regular Laborers—Oct. to Dec.	12,285.00	
1761-A-4	Wages, Temporary Employees	35,772.00	
1762-A-4	Wages, Temporary Laborers—Jan. to Mar.	3,250.00	
1763-A-4	Wages, Temporary Laborers—April to June	3,250.00	
1764-A-4	Wages, Temporary Laborers—July to Sept.	3,250.00	
1765-A-4	Wages, Temporary Laborers—Oct. to Dec.	3,250.00	
1767-B	Miscellaneous Services	1,348.00	
1768-C	Fuel-Coal	77,826.00	
1769-C	Gas	900.00	
1770-C	Electric Current	215,200.00	
1771-C	Supplies	4,561.00	
1772-D	Materials	9,746.00	
1773-E	Repairs	4,000.00	
1774-F	Equipment	4,691.00	
			606,069.00

DISTRIBUTION DIVISION

1775-A-1	Salaries, Regular Employees	263,204.00	
1777-A-4	Wages, Temporary Employees	55,364.00	
1778-A-4	Wages, Temporary Laborers—Jan. to Mar.	13,000.00	
1779-A-4	Wages, Temporary Laborers—April to June	13,330.00	
1780-A-4	Wages, Temporary Laborers—July to Sept.	15,000.00	
1781-A-4	Wages, Temporary Laborers—Oct. to Dec.	13,000.00	
1783-B	Miscellaneous Services	45,938.02	
1784-C	Supplies	4,794.43	
1785-D	Materials	17,606.23	
1786-E	Repairs	5,455.00	
1788-F	Equipment and Machinery	5,091.46	
1789-D	Meter Repair Parts	20,000.00	
1790-F	Meters	2,000.00	
			473,783.24

Total, Bureau of Water.....\$ 1,330,661.08

BUREAU OF PARKS

1798-A-1	Salaries, Regular Employees	11,050.00	
1799-B	Miscellaneous Services	7,000.00	
1800-C	Supplies	10,000.00	
1800-1	Contracts, Light, Heat and Steam	19,000.00	
1801-D	Materials	9,000.00	
1802-E	Repairs	4,000.00	
1803-F	Equipment	7,500.00	
			67,550.00

SCHENLEY PARK

Code Account Number	Class	Amount Appropriated	Total
1804-A-1	Salaries, Regular Employees.....	\$ 12,750.00	
1805-A-2	Salaries, Temporary Employees.....	4,260.00	
1806-A-4	Wages, Temporary Employees.....	48,881.00	
1807-A-4	Wages, Park Patrolmen.....	31,641.00	
		\$	97,532.00

SCHENLEY CONSERVATORY AND HALL OF BOTANY

1821-A-1	Salaries, Regular Employees.....	\$ 16,060.00	
1823-A-4	Wages, Temporary Employees.....	31,870.00	
1824	Plants and Materials for Flower Show.....	2,000.00	
		\$	49,930.00

NORTH SIDE CONSERVATORY

1829-A-1	Salaries, Regular Employees.....	\$ 5,280.00	
1831-A-4	Wages, Temporary Employees.....	10,316.00	
		\$	15,596.00

SMALL PARKS

1837-A-1	Salaries, Regular Employees.....	\$ 5,236.00	
1839-A-4	Wages, Temporary Employees.....	50,000.00	
		\$	55,236.00

HIGHLAND PARK

1846-A-1	Salaries, Regular Employees.....	\$ 7,712.00	
1848-A-4	Wages, Temporary Employees.....	20,000.00	
		\$	27,712.00

HIGHLAND PARK ZOO

1859-A-1	Salaries, Regular Employees.....	\$ 4,200.00	
1861-A-4	Wages, Temporary Employees.....	33,785.00	
1862	Provisions for Animals.....	16,000.00	
		\$	53,985.00

RIVERVIEW PARK

1867-A-1	Salaries, Regular Employees.....	\$ 5,632.00	
1869-A-4	Wages, Temporary Employees.....	21,000.00	
		\$	26,632.00

WEST PARK

1878-A-1	Salaries, Regular Employees.....	\$ 2,520.00	
1880-A-4	Wages, Temporary Employees.....	20,380.00	
		\$	22,900.00

MECHANICAL REPAIRS

1881-A-1	Salaries, Regular Employees.....	\$ 7,400.00	
		\$	7,400.00

SHADE TREES

1883-A-1	Salaries, Regular Employees.....	\$ 5,770.00	
1884-A-4	Wages, Temporary Employees.....	10,000.00	
		\$	15,770.00

PAINTING AND IMPROVEMENTS

1890-A-4	Wages, Temporary Employees.....	\$ 14,400.00	
		\$	14,400.00

Total, Bureau of Parks.....		\$	454,643.00
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BUREAU OF RECREATION

Code Account Number	Class	Amount Appropriated	Total
1896-A-1	Salaries, Regular Employees.....	\$ 12,750.00	
1897-C	Supplies	300.00	
1898-E	Repairs	25.00	
1899-F	Equipment	225.00	
		<u>\$</u>	13,300.00

GROUNDS AND BUILDINGS

1900-A-1	Salaries, Regular Employees.....	\$ 36,330.00	
1901-A-4	Wages, Temporary Employees.....	26,400.00	
1902-B	Miscellaneous Services	8,200.00	
1904-C	Supplies	12,500.00	
1905-D	Materials	3,700.00	
1906-E	Repairs	10,000.00	
1907-F	Equipment	4,500.00	
		<u>\$</u>	101,630.00

WOMEN'S AND CHILDREN'S ACTIVITIES

1908-A-1	Salaries, Regular Employees.....	\$ 36,840.00	
1909-A-4	Wages, Temporary Employees.....	16,300.00	
1910-C	Toys, Games and Athletic Supplies.....	1,800.00	
1911-C	Supplies	2,500.00	
1912-D	Materials	250.00	
1913-F	Equipment	700.00	
		<u>\$</u>	58,390.00

MEN'S AND BOYS' ACTIVITIES

1914-A-1	Salaries, Regular Employees.....	\$ 35,310.00	
1915-A-4	Wages, Temporary Employees.....	11,800.00	
1916-B	Miscellaneous Services	25.00	
1917-C	Toys, Games and Athletic Supplies.....	3,000.00	
1919-F	Equipment	500.00	
		<u>\$</u>	50,635.00

SUMMER SWIMMING POOLS

1920-A-4	Wages, Temporary Employees.....	\$ 36,072.00	
		<u>\$</u>	36,072.00

DAY CAMPS

1921-M	Activities for Children.....	\$ 5,000.00	
		<u>\$</u>	5,000.00

OLIVER SWIMMING POOL

1923-A-1	Salaries, Regular Employees.....	\$ 9,500.00	
1924-A-4	Wages, Temporary Employees.....	420.00	
		<u>\$</u>	9,920.00

SUE MURRAY SWIMMING POOL AND BATH HOUSE

1929-A-4	Wages, Temporary Employees.....	\$ 1,742.00	
		<u>\$</u>	1,742.00

CARNEGIE LAKE SWIMMING POOL

1935-A-3	Salaries, Temporary Employees.....	\$ 600.00	
1936-A-4	Wages, Temporary Employees.....	15,069.00	
1937-B	Miscellaneous Services	25.00	
1938-C	Supplies	4,000.00	

Code Account Number	Class	Amount Appropriated	Total
1939-D	Materials	100.00	
1940-E	Repairs	500.00	
1941-F	Equipment	2,200.00	
			\$ 22,494.00
Total, Bureau of Recreation			\$ 299,183.00
BUREAU OF TESTS			
1942-A-1	Salaries, Regular Employees	51,960.00	
1943-B	Miscellaneous Services	726.00	
1944-C	Supplies	1,936.00	
1945-D	Materials	400.00	
1946-E	Repairs	900.00	
1947-F	Equipment and Machinery	2,304.00	
			\$ 58,226.00
Total, Department of Public Works			\$ 5,361,862.08
INTEREST AND TAX ON LOANS			
1-J	Interest on Loans	\$ 2,144,029.53	
3-J	State Tax on Loans	125,000.00	
			\$ 2,269,029.53
SINKING FUNDS			
2-K	Greater City Sinking Funds	\$ 1,925,556.07	
			\$ 1,925,556.07
CURRENT EXPENSE NOTE			
4-M	Current Expense Note	\$ 750,000.00	
			\$ 750,000.00
GARBAGE AND RUBBISH DEFICIT, 1938-1939			
5	Garbage and Rubbish Deficit, 1938-1939	\$ 610,000.00	
			\$ 610,000.00
FLOATING INDEBTEDNESS			
6	Floating Indebtedness	\$ 1,400,000.00	
			\$ 1,400,000.00
REFUNDS			
41	Refunds of Taxes and Water Rents	\$ 100,000.00	
			\$ 100,000.00
FINANCE FUND			
43-M	Finance Fund	\$ 5,000.00	
			\$ 5,000.00
WORKMEN'S COMPENSATION FUND			
44-M	Workmen's Compensation Fund	\$ 80,000.00	
			\$ 80,000.00
JUDGMENTS			
46-L	Judgments	\$ 50,000.00	
			\$ 50,000.00
INTEREST ON JUDGMENTS			
47-J	Interest on Judgments	\$ 4,000.00	
			\$ 4,000.00

INTEREST ON OVERDUE DAMAGES

Code Account Number	Class	Amount Appropriated	Total
48-J	Interest on Overdue Damages-----	\$ 8,000.00	
			8,000.00

INTEREST ON CONTRACTS

49-J	Interest on Contracts -----	\$ 8,000.00	
			8,000.00

PENSIONS

55-M	Police Pension Fund-----	\$ 400,000.00	
56-M	Firemen's Relief and Pension Fund-----	406,280.00	
58-M	Municipal Pension Fund-----	340,000.00	
			1,146,280.00

CARNEGIE FREE LIBRARY OF PITTSBURGH

59-M	Salaries and Wages-----	\$ 311,115.00	
60-N	Miscellaneous Services -----	8,365.00	
61-N	Supplies and Materials-----	11,195.00	
62-N	Equipment, Books and Periodicals-----	90,000.00	
			420,675.00

BUILDINGS AND GROUNDS

63-A	Salaries, Regular Employees-----	\$ 95,580.00	
64-B	Miscellaneous Services -----	4,995.00	
65-C	Supplies -----	31,218.00	
65-D	Materials -----	7,860.00	
66-F	Equipment -----	2,000.00	
			141,633.00

Total, Carnegie Free Library of Pittsburgh-----	\$ 562,306.00
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PENNSYLVANIA ASSOCIATION FOR THE BLIND

81-N	Maintenance Fund -----	\$ 30,000.00
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SOHO PUBLIC BATHS

82-N	Maintenance Fund -----	\$ 15,000.00
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LAWRENCEVILLE NEIGHBORHOOD HOUSE

83-N	Maintenance Fund -----	\$ 7,500.00
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CELEBRATION OF MEMORIAL DAY

76-N	Veterans Association 107th Field Artillery-----	\$ 200.00	
77-N	United States Navy Veterans-----	200.00	
78-N	Disabled Veterans Greater Pittsburgh Chapter No. 8 -----	150.00	
79-N	Disabled Veterans Liberty Chapter No. 22-----	150.00	
80-N	Jewish War Veterans-----	150.00	
84-N	18th Ward Ex-Service Men's Association-----	50.00	
85-N	Grand Army of the Republic-----	2,000.00	
86-N	Veterans of Foreign Wars of the U. S.-----	2,000.00	
87-N	United Spanish War Veterans-----	700.00	
88-N	American Legion -----	3,000.00	
89-N	17th Ward United Veterans Association-----	150.00	
			8,750.00

NATIONAL GUARD OF PENNSYLVANIA

91-N	18th Regiment -----	\$ 3,500.00
92-N	28th Signal Company-----	250.00

Code Account Number	Class	Amount Appropriated	Total
93-N	107th Field Artillery-----	2,500.00	
94-N	Naval Reserve -----	250.00	
97-N	101st Radio Intelligence Company-----	250.00	
		-----	\$ 6,750.00
WOODS RUN SETTLEMENT ASSOCIATION			
95-N	Maintenance Fund -----	\$ 1,000.00	
		-----	\$ 1,000.00
WESTERN PENNSYLVANIA HISTORICAL SOCIETY			
96-N	Maintenance Fund -----	\$ 1,000.00	
		-----	\$ 1,000.00
GRAND TOTAL -----			\$24,285,342.53

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 29, 1939.

Approved December 30, 1939.

Ordinance Book 50, Page 460.

RESOLUTIONS

No. 1

Resolved, That the City Controller be and he is hereby authorized and directed to make the following transfers in the Department of Lands and Buildings:

From Code Account Nos.:

1363—Materials, Bureau of Accounts and Administration	\$2,000.00
1366—Wages, Regular Employees, —Bureau of Repairs.....	700.00
1367—Wages, Temporary Employees—Bureau of Repairs	700.00
1368—Salaries, Regular Employees Bureau of Operating Maintenance	200.00
1370—Wages, Regular Employees, Bureau of Operating Maintenance	1,800.00
To Code Account No.:	
1362—Supplies, Bureau of Accounts and Administration	\$5,400.00

Passed January 9, 1939.

Approved January 11, 1939.

Resolution Book 9, Page 336.

No. 2

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of One Thousand (\$1,000.00) Dollars from Code Account No. 1597-1, Salaries, to Code Account No. 1597-2, Miscellaneous Services, Division of Public Utilities, Bureau of Engineering, Department of Public Works.

Passed January 9, 1939.

Approved January 11, 1939.

Resolution Book 9, Page 336.

No. 3

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1,000.00 from Code Account No. 1367—Wages, Temporary Employees, Department of Lands and Buildings, to Code Account No. 1128—Miscellaneous Services, Department of Supplies.

Passed January 9, 1939.

Approved January 11, 1939.

Resolution Book 9, Page 336.

No. 4

Resolved, That Resolution No. 215, approved December 20, 1938, transferring \$21,684.21 from and to certain code accounts in the Department of Public Welfare, etc., shall be and the same is hereby amended in Code Account 1307, Supplies, District Physicians, by striking out "\$900.00" and by inserting in lieu thereof "\$500.00"; in Code Account 1335, Repairs, City Home and Hospitals, by striking out "\$1,800.00" and by inserting in lieu thereof "\$1,400.00," and by striking out the total "\$21,684.21" and by inserting in lieu thereof "\$21,284.21."

Passed January 9, 1939.

Approved January 11, 1939.

Resolution Book 9, Page 336.

No. 5

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to coun-

tersign, a warrant in favor of the Peerless Bread Machinery Company, in the sum of \$85.00 to cover the cost for stainless steel front panel and bowl ends on a dough mixer, purchased by the Pittsburgh City Home & Hospitals, Mayview, Pennsylvania, the same to be chargeable to and payable from Code Account No. 1337-F, Equipment, Department of Welfare.

Passed January 9, 1939, by a two-thirds vote.

Approved January 11, 1939.

Resolution Book 9, Page 337.

No. 6

Resolved, That the City Solicitor be and he is hereby authorized to accept \$24.83 in full settlement of lien filed against Mary Keady at M. L. D. No. 1040 April Term, 1930, and charge cost to the City of Pittsburgh.

Passed January 9, 1939.

Approved January 11, 1939.

Resolution Book 9, Page 337.

No. 7

Resolved, That the City Solicitor be and he is hereby authorized to accept \$100 in full settlement of lien filed against Emma Musteller at M. L. D. No. 278 April Term, 1930 and charge cost to the City of Pittsburgh.

Passed January 9, 1939.

Approved January 11, 1939.

Resolution Book 9, Page 339.

No. 8

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$7,000.00 from Code Account 1461, Salaries, Regular Employees, Bureau of Fire, to Code Account 1443, Salaries, Regular Employees, Bureau of Police.

Passed January 16, 1939.

Approved January 17, 1939.

Resolution Book 9, Page 338.

No. 9

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$11,400.00 from Code Account No. 1461, Salaries, Regular Employees, Bureau of Fire, to the following Code Accounts within the Bureau of Highways & Sewers, D. P. W.:

Code Account Nos.:	
1624—Wages, Temp. Employees—	
Oct. to Dec.—Cleaning	
Highways	\$8,400.00
1633—Wages, Temp. Employees—	
Oct. to Dec.—Repairing	
Highways	1,500.00
1639—Wages, Temp. Employees—	
Oct. to Dec.—Cleaning	
& Repairing—Sewers &	
Sewer Drops	1,500.00
	<hr/>
	\$11,400.00

Passed January 16, 1939.

Approved January 17, 1939.

Resolution Book 9, Page 338.

No. 10

Whereas, The Salaries Account, Regular Employees, at the City Home and Hospitals, Mayview, is not sufficient for the balance of the year; and,

Whereas, Certain positions were created during the year and no additional funds were allocated to the Salaries Account for the added personnel and the following sum is necessary to meet payroll for the balance of the year; Therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the following sum:

From Code Account No.:	
1332—Supplies, City Home and	
Hospital, Mayview, Pa.	\$21,000.00
To Code Account No.:	
1325—Salaries, Regular Em-	

ployees, City Home and Hospital, Mayview, Pa., \$21,000.00

Passed January 16, 1939.

Approved January 17, 1939.

Resolution Book 9, Page 338.

No. 11

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Louis F. Youngk, 500 Athens St., Pittsburgh, Pa., in the sum of \$114.00 in full settlement of his claim against the City of Pittsburgh for damage to his automobile sustained March 12, 1938, at Murray avenue and Forbes street; and charge same to Code Account No. 42, Contingent Fund.

Passed January 16, 1939, by a two-thirds vote.

Approved January 19, 1939.

Resolution Book 9, Page 339.

No. 12

Whereas, The City of Pittsburgh has received the sum of \$389.64, payment in full of its subrogation claim for Workmen's Compensation and hospital expenses paid to and on behalf of LeRoy Gibson, formerly employed as a police officer of the City of Pittsburgh; and,

Whereas, The recovery of this claim is due to the services rendered by N. J. Lippard, Esq., attorney for LeRoy Gibson in his suit against The Great Atlantic and Pacific Tea Company et al., No. 525 July Term, 1936; and according to law, N. J. Lippard is entitled to a fee of 20% of the claim or \$77.93; Now, Therefore, Be It

Resolved, That the Mayor be and he is hereby authorized to issue and the City Controller to countersign a warrant in favor of N. J. Lippard in the sum of \$77.93, being payment in full of his fee for services rendered the City in the recovery of its subrogation claim as aforesaid, and charge

the same to Code Account No. 42.

Passed January 16, 1939, by a two-thirds vote.

Approved January 19, 1939.

Resolution Book 9, Page 339.

No. 13

Whereas, Under date of October 27, 1931, there were deposited with the Colonial Trust Company, as custodian, certain notes, both promissory and judgment, and other collateral as security for the account of the City of Pittsburgh with the Pennsylvania Trust Company, now in liquidation, by the Secretary of Banking of the Commonwealth of Pennsylvania, Receiver; and,

Whereas, On October 4, 1938, the City of Pittsburgh, by order of the Court of Common Pleas of Allegheny County at No. 3721 January Term, 1934, acquired the absolute ownership and possession of the unconverted pledged securities deposited under said agreement with the Colonial Trust Company as Trustee, and,

Whereas, One such security is the note of F. T. Billings (deceased) and Mrs. Romaine LeMoyné Billings, dated January 15, 1931, payable on demand in the sum of \$16,801.55 with interest at the rate of 6% per annum from March 31, 1933, the same having been reduced to judgment at D. S. B. No. 727 April Term, 1931; and,

Whereas, F. T. Billings died on February 5, 1933, leaving an insolvent estate, and Mrs. Romaine LeMoyné Billings now resides in Baltimore, Md. and,

Whereas, Mrs. Romaine LeMoyné Billings has filed a petition in the Court of Common Pleas of Allegheny County to open the judgment for the purpose of presenting her defense as an accommodation endorser for the benefit of her husband, which matter is now pending; and,

Whereas, Mrs. Romaine LeMoyné Billings has, through her counsel, offered the sum of \$500.00 and the assignment of a checking account in the Pennsylvania Trust Company in the amount of \$1,642.78 in full settlement of said indebtedness; Now, Therefore,

Be It Resolved, That the City Controller be, and he is hereby, authorized and directed to accept the sum of \$500.00 and the assignment of said checking account in the Pennsylvania Trust Company in the sum of \$1,642.78 in full settlement and compromise of the note of F. T. Billings (deceased) and Mrs. Romaine LeMoyné Billings, dated January 15, 1931; and, upon receipt of said items, said Controller be and he is hereby relieved from further accounting for said note.

Passed January 16, 1939.

Approved January 19, 1939.

Resolution Book 9, Page 339.

No. 14

Whereas, The City of Pittsburgh, on March 11, 1936, acquired real estate formerly owned by Mary M. Watson by deed from the Sheriff of Allegheny County, of record in Deed Book, Vol. 2556, Page 169, made pursuant to a sale on a lien for delinquent taxes at No. 238 October Term, 1935, D. T. D., Common Pleas Court of Allegheny County, said real estate being particularly described as follows:

All that certain piece of ground situate in the First Ward (formerly the Fourteenth Ward) of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, being Lot No. 25 in Miller's Plan of Lots, recorded in the Recorder's Office of said County in Plan Book, Vol. 3, Pages 258-259, and being bounded and described as follows, to-wit:

Beginning at a point on the Southerly side of Fifth avenue, distant 264 feet Eastwardly from Jumonville street; thence extending along said Fifth avenue Eastwardly 22 feet to the corner of Lot No. 26 in said plan; thence Southwardly along said line of Lot No. 26 and parallel with said Jumonville street, 120 feet to Ann street, formerly Beech alley; thence along said Ann street Westwardly 22 feet to the corner of Lot No. 24 in said Plan; thence Northwardly and parallel with Jumonville street along the line of said Lot No. 24, 120 feet to Fifth avenue, at the place of beginning.

Having thereon erected a building known as 2024 Fifth avenue; and

Whereas, The Patrizio Art Mosaic Company, a corporation organized and existing under the laws of the Commonwealth of Pennsylvania, domiciled in the City of Pittsburgh, has offered to purchase the above described property for the sum of Fourteen Hundred Ninety-seven and 74/100 (\$1,497.74) Dollars, which amount is equal to the sum of the delinquent taxes due the City of Pittsburgh and the School District of Pittsburgh, as affected by the Acts of General Assembly Nos. 33 and 34, approved October 25, 1938, providing for the abatement of penalties and interest on certain tax liens; Now, Therefore, Be It

Resolved, That the offer of Patrizio Art Mosaic Company to purchase the property described above be accepted, and that the Mayor and the Director of the Department of Lands and Buildings be and they are hereby directed and empowered to execute a deed and any other documents necessary to properly convey the said property to the Patrizio Art Mosaic Company for the sum of \$1,497.74, to be paid upon delivery of the deed.

This conveyance is to be made subject to the tax claims of the County of Allegheny and to any other liens not divested by the tax sale at which title to the property passed to the City of Pittsburgh.

Passed January 23, 1939. Read and adopted.

Approved January 19, 1939.

Resolution Book 9, Page 340.

No. 15

Whereas, The time for paying taxes and receiving the discount expires on January 31, 1939, and

Whereas, Owing to the delay in the printing and making up of tax statements, the time for collecting the taxes has been delayed until January 15, 1939, Therefore Be It

Resolved, That the City Treasurer is hereby authorized and directed to extend the time for paying taxes and re-

ceiving the benefit of the 2% discount up to and including February 15, 1939.

Passed January 23, 1939. Read and adopted.

Approved January 25, 1939.

Resolution Book 9, Page 341.

No. 16

Whereas, Jones & Brown, Inc., agents for Joseph Goldston, have asked for the vacation of Tuscarora street, in the Fourteenth Ward of the City of Pittsburgh, from South Linden avenue to a point about 360 feet westwardly therefrom, and in lieu thereof have dedicated a new street and arranged for the improvement thereof, together with the construction of a sewer, without cost to the City of Pittsburgh, and also have dedicated a strip of ground for the widening of Penn avenue; and

Whereas, Under the provisions of Ordinance No. 212, approved June 12, 1937, requiring the payment of a fee for the printing and publication of ordinances of a private character the said Jones & Brown, Inc., paid the sum of \$50.00, which they believe should be refunded, for the printing and advertising of the said vacation ordinance; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Jones & Brown, Inc., in the sum of \$50.00, refunding the amount paid for the printing and publication of the ordinance vacating said Tuscarora street, and charge same to Code Account No. 42, Contingent Fund.

Passed January 23, 1939.

Approved January 25, 1939.

Resolution Book 9, Page 341.

No. 17

Resolved, That the action of the Director of the Department of Public Works in continuing payment of salary to William H. Hagmaier, Designing Draftsman, Bureau of Engineering, who is absent on account of illness, for the

period extending from December 13, 1938 to February 1, 1939, is hereby approved.

Passed January 30, 1939.

Approved February 1, 1939.

Resolution Book 9, Page 342.

No. 18

Whereas, Mrs. Daisy Langenheim, owner of property at 518 Ivy street, Pittsburgh, installed a water meter in these premises November 29, 1934, and the first reading on April 18, 1935, showed an excessive amount of water consumed, the bill for that quarter amounting to \$24.10, it being alleged that there was a toilet leak in the premises; and

Whereas, Mrs. Langenheim never received any complaint from her tenant, nor did she require the services of a plumber, and for that reason believes she is entitled to a rebate on her water bill for the first quarter of 1935; Now, therefore, be it

Resolved, That the Board of Water Assessors be and they are hereby authorized and directed to issue an exoneration in the sum of \$15.92 to Mrs. Daisy Langenheim for the first quarter of 1935, and for so doing this shall be their authority.

Passed January 30, 1939.

Approved February 1, 1939.

Resolution Book 9, Page 342.

No. 19

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the following sums amounting in aggregate to \$582.08 from and to Code Accounts respectively set forth:

From Code Accounts:

1368—Salaries, Regular Employees. \$398.08
1370—Wages, Regular Employees. 184.00

\$582.08

Department of Lands and Buildings.

To Code Accounts:

1147—Salaries, Regular Employees
Carnegie Free Library. N S. \$184.00

1148—Wages, Regular Employees,
Carnegie Free Library, N. S.— 184.00
1914—Salaries, Regular Employees,
Bureau of Recreation----- 252.28

\$582.08

Passed February 9, 1939.

Approved February 14, 1939.

Resolution Book 9, Page 342.

No. 20

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Harry Katz, 5833 Ellsworth avenue, for the sum of \$10.94, refunding amount of money confiscated by the police at the time of his arrest on a charge of selling "numbers," which money was ordered to be returned to him by the police magistrate at the hearing, and charge same to Code Account No. 42, Contingent Fund.

Passed February 9, 1939, by a two-thirds vote.

Approved February 14, 1939.

Resolution Book 9, Page 343.

No. 21

Resolved, That the Mayor be and he is hereby authorized and directed to sign a petition on behalf of the City of Pittsburgh for the vacation of the following streets, laid out in the Yost Ruch Plan of Lots, as recorded in the Recorder of Deeds Office in Allegheny County, Pennsylvania, in Plan Book Volume 9, pages 56 and 57:

- (a) ADDISON STREET, from Reed street to Ruch street;
- (b) DEVILLIERS STREET, from Reed street to Jumonville street;
- (c) ELLICOTT STREET, from Jumonville street to Wyandotte street;
- (d) JUMONVILLE STREET, from Devilliers street to Cuba way;
- (e) KIRKPATRICK STREET, from Reed street to Wyandotte street;

- (f) UNNAMED WAY, South of Lot No. 65 from Jumonville street westwardly to another Unnamed way.

Passed February 9, 1939.

Approved February 14, 1939.

Resolution Book 9, Page 343.

No. 22

Resolved, That the Mayor be and he is hereby authorized and directed to sign a petition on behalf of the City of Pittsburgh for the vacation of the following streets, laid out in the Booth & Flinn's Subdivision of the Yost Ruch Plan of Lots, as recorded in the Recorder of Deeds Office in Allegheny County, Pennsylvania, in Plan Book Volume 12, page 82:

- (a) ADDISON STREET, from Reed street to Ruch street;
- (b) ASHMEAD STREET, (formerly Ashland street) from Kirkpatrick street to westerly terminus of said Ashmead street;
- (c) BENEVOLA WAY, from Corwin street to Wyandotte street;
- (d) BENTLEY STREET, (formerly Barr street) from Ruch street to westerly terminus of said Bentley street;
- (e) CORWIN STREET from Kirkpatrick street to westerly terminus of said Corwin street;
- (f) DEVILLIERS STREET, from Reed street to Jumonville street;
- (g) ELLICOTT STREET, from Jumonville street to Ruch street;
- (h) GRAVITY STREET, (formerly Grove street) from Corwin street to ELLICOTT street;
- (i) JUMONVILLE STREET, from Devilliers street to Cuba way;
- (j) KIRKPATRICK STREET, from Reed street to Wyandotte street;
- (k) RUCH STREET, from Reed street to Wyandotte street;
- (l) UNNAMED STREET, located approximately 790 feet south of Reed street, from Devilliers street to the easterly terminus of said unnamed street;
- (m) UNNAMED WAY, located approximately 100 feet south of Reed street, from Devilliers street westwardly to another Unnamed way;

- (n) UNNAMED WAY, located approximately 400 feet south of Reed street, from Devilliers street westwardly to another Unnamed way;
- (o) UNNAMED WAY, located approximately 850 feet south of Reed street, from Jumonville street westwardly to another Unnamed way.

Passed February 9, 1939.

Approved February 14, 1939.

Resolution Book 9, Page 343.

No. 23

Resolved, That the Mayor be and he is hereby authorized and directed to sign a petition on behalf of the City of Pittsburgh for the vacation of the following streets, laid out in the Booth & Flinn's Subdivision of the Yost Ruch Plan, as recorded in the Recorder of Deeds Office in Allegheny County, Pennsylvania, in Plan Book Volume 17, pages 114 and 115.

- (a) ADDISON STREET, from Reed street to Ruch street;
- (b) ASHMEAD STREET, (formerly Ashland street) from Kirkpatrick street to westerly terminus of said Ashmead street;
- (c) BENEVOLE WAY, from Corwin street to Wyandotte street;
- (d) BENTLEY STREET, (formerly Barr street) from Ruch street to westerly terminus of said Bentley street;
- (e) CORWIN STREET from Kirkpatrick street to westerly terminus of said Corwin street;
- (f) DEVILLIERS STREET, from Reed street to Jumonville street;
- (g) ELLICOTT STREET, from Jumonville street to Ruch street;
- (h) GRAVITY STREET, (formerly Grove street) from Corwin street to Ellicott street;
- (i) JUMONVILLE STREET, from Devilliers street to Cuba way;
- (j) KIRKPATRICK STREET, from Reed street to Wyandotte street;
- (k) RUCH STREET, from Reed street to Wyandotte street;
- (l) UNNAMED STREET, located approximately 790 feet south of Reed street,

from Devilliers street to the westerly terminus of said unnamed street.

- (m) UNNAMED WAY, located approximately 100 feet south of Reed street from Devilliers street westwardly to another Unnamed way.
- (n) UNNAMED WAY, located approximately 400 feet south of Reed street from Devilliers street westwardly to another Unnamed way.
- (o) UNNAMED WAY, located approximately 850 feet south of Reed street from Jumonville street westwardly to another Unnamed way.

Passed February 9, 1939.

Approved February 14, 1939.

Resolution Book 9, Page 344.

No. 24

Resolved, That the Mayor be and he is hereby authorized and directed to sign a petition on behalf of the City of Pittsburgh for the vacation of Pakon way, from Addison street to Elmwood street.

Passed February 9, 1939.

Approved February 14, 1939.

Resolution Book 9, Page 345.

No. 25

Resolved, That the Board of Water Assessors be and it is hereby authorized and directed to issue an exoneration in favor of the Entress Brick Company for property on Bedford avenue for the third and fourth quarters of 1933 and for the years 1934, 1935, 1936, 1937 and 1938, upon the payment by the said Entress Brick Co. of one-half the recorded indebtedness, costs, penalties and interest, and that the proper officers of the City be and are hereby authorized and directed to satisfy any liens that may be filed against said property on account of delinquent water bills as aforesaid, upon each payment.

Passed February 14, 1939.

Approved February 23, 1939.

Resolution Book 9, Page 345.

No. 26

Whereas, By Resolution No. 13, approved February 16, 1937, the City Solicitor was authorized to accept the face amount of municipal liens on properties of the E. S. S. Land Company, upon the payment of all taxes on the several lots of said Company situate in the Thirty-second Ward; and,

Whereas, It is now desired to renew, upon the same terms and conditions, the said authority; Now, Therefore, Be It

Resolved, That the City Solicitor is hereby authorized and directed to accept the face amount of any liens for municipal improvements against the property as aforesaid during the year 1939 as and when the E. S. S. Land Company pays the taxes and the face of the lien against any one of the respective lots so desired to be released, the E. S. S. Land Company to pay the court costs incident to the lien; Provided, That at the time the offer is made there is a building under construction on the lot covered by the offer.

Passed February 14, 1939.

Approved February 15, 1939.

Resolution Book 9, Page 345.

No. 27

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of Dr. Albert Schermer, 333 Eighth avenue, Homestead, Pa., in the sum of \$10.00, refunding traffic fine imposed upon him, and charge same to Code Account No. 42, Contingent Fund, and to Dr. H. H. Turner in the sum of \$100.00 for medical services rendered John H. McElhigott, and charge same to Code Account No. 44, Workmen's Compensation Fund.

Passed February 14, 1939, by a two-thirds vote.

Approved February 15, 1939.

Resolution Book 9, Page 346.

No. 28

Whereas, The Fox Chapel Authority has offered the City of Pittsburgh the sum of \$2,900.00, for a lot or piece of ground situate in O'Hara Township, being a portion of the property formerly known as the Montrose Pumping Station, bounded and described as follows:

Beginning at the northwesterly corner of land conveyed to the City of Pittsburgh by deed from the Fitzgerald Plaster Company and recorded in Deed Book, Volume 966, page 75, said corner being the northwesterly corner of Lot 25 referred to in said deed and the southwesterly corner of the Malone property referred to in said deed; thence along the northerly line of Lot 25 as referred to in said deed South 75° East 301 feet, more or less, to the low water mark of the Allegheny River; thence southwardly following the low water line of the Allegheny River 215 feet, more or less, to a point 15 feet beyond the northerly line of Lot No. 21 as referred to in said deed North 75° West 301 feet, more or less, to the easterly side of property of the West Penn Railroad; thence North 17° 45' East 215 feet, more or less, along the line of the easterly side of the property of the West Penn Railroad to the point of beginning, containing 1.51 acres, more or less.

Together with all rights to the water mains leading from that property out to the crib in the Allegheny River, subject, however, to the following easements:

- (a) Maintenance of the existing right-of-way for 6 inch hydrant water line with water plugs now located at various points on the property and with the understanding that should the property be purchased, this line will be maintained subject only to the necessary changes in locations of the line at the cost of the purchaser.
- (b) Subject to an easement for a 110 inch water main which may be located at some time in the future by the City of Pittsburgh across the property at a point near the Old Freeport road and in such a manner as not to unduly injure or destroy improvements made by any purchaser;

and subject to the easement of the Old Freeport road as it appears upon the property.

Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to the Fox Chapel Authority for the sum of \$2,-900.00, and be it further

Resolved, That the purchase money shall be paid within sixty (60) days from the date hereof, or all previous payments on said property shall be forfeited, and this arrangement or agreement to sell shall be declared null and void.

Passed February 14, 1939.

Approved February 15, 1939.

Resolution Book 9, Page 346.

No. 29

Whereas, The South Pittsburgh Water Company is now seeking to merge The St. Clair Water Company, wholly situate in the City of Pittsburgh and the Chartiers Valley Water Company, largely in the City and supplies itself water to the City of Pittsburgh; and

Whereas, The City pays to the South Pittsburgh Water Company about a half a million dollars per annum for water service; and

Whereas, The City has filed a complaint against the rates of the South Pittsburgh Water Company as an intervening petitioner to the rate complaint brought by the Pennsylvania Public Utility Commission on its own motion and these matters are now under investigation by the City; and

Whereas, The proposed consolidation of the said companies will permit the South Pittsburgh Water Company to refinance its outstanding bonds at a saving of about \$125,000.00 a year, which can be passed wholly along to its consumers, including the City of Pittsburgh; Now, Therefore, be it

Resolved, That the City Solicitor be instructed to inform the Commission that the City wishes the hearings in said applications for a Certificate of Public Convenience, scheduled for Fri-

day, March 3, 1939, to be postponed until the City can inquire into the above matters asking approval of the above mergers of the South Pittsburgh Water Company, since they affect large payments by the City to said South Pittsburgh Water Company.

Passed February 27, 1939. Read and adopted.

Approved March 1, 1939.

Resolution Book 9, Page 347.

No. 30

Whereas, John Marloff is the owner of certain land in the 32nd Ward of the City of Pittsburgh, fronting on Whited street and Milan avenue, which for some years and is now being used by the City of Pittsburgh as a playground; and

Whereas, As a rental thereof the City has agreed to exonerate said land from City taxes; Now, Therefore, be it

Resolved, That the Department of Assessors be and it is hereby directed to exonerate the City taxes for the year 1939 assessed against the said tract of land owned by the said John Marloff, consisting of seven acres in the 32nd Ward of the City of Pittsburgh, fronting on Whited street and Milan avenue, said land having been used for some years as a playground and is now being used and occupied by the City as a playground.

Passed February 27, 1939.

Approved March 1, 1939.

Resolution Book 9, Page 348.

No. 31

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$700.00 from Code Account 1080-M, Preparing and Prosecuting Litigation against Public Service Companies, to Code Account 1080-I, Service and Equipment Survey, Railway System, Department of Law.

Passed February 27, 1939.

Approved March 1, 1939.

Resolution Book 9, Page 348.

No. 32

Resolved, That the action of the Director of the Department of Public Works in granting a leave of absence, with pay, to Jos. C. Dawson, Public Works Inspector, Bureau of Engineering, from January 17, 1939, to March 1, 1939, on account of illness, be and the same is hereby approved.

Passed February 27, 1939.

Approved March 1, 1939.

Resolution Book 9, Page 348.

No. 33

Whereas, The City of Pittsburgh paid to Mary Wood, widow of John Wood, deceased, a total of Twelve Hundred Seventy (\$1,270.00) Dollars, representing compensation and funeral expenses growing out of the death of John Wood, a former employee of the Bureau of Highways and Sewers, who was injured and died as a result thereof on December 11, 1936; and,

Whereas, The City of Pittsburgh is subrogated to the amount of \$1,270.00 in the settlement of the case of Mary Wood vs. the Allegheny and South Side Railway Company, at No. 173 July Term, 1937, which case grew out of the accident in which John Wood was killed; and,

Whereas, B. Robert Averbach, Attorney for Mary Wood, was instrumental in the recovery of said \$1,270.00 for the City; therefore, be it

Resolved, That upon recommendation of the City Solicitor, B. Robert Averbach be and he is hereby permitted to retain for himself, as counsel fees, 20% of said \$1,270.00, or Two Hundred Fifty-four (\$254.00) Dollars, and that the balance of Ten Hundred Sixteen (\$1,016.00) Dollars be accepted by the City in full of its subrogation claim.

Passed March 6, 1939.

Approved March 10, 1939.

Resolution Book 9, Page 349.

No. 34

Resolved, that the Director of the Department of Public Works be and he is hereby authorized and directed to grant a leave of absence with pay, from February 1, 1939, to May 1, 1939, to William H. Hagmaier, Designing Draftsman, Bureau of Engineering, on account of illness.

Passed March 6, 1939.

Approved March 10, 1939.

Resolution Book 9, Page 349.

No. 35

Resolved, That the Mayor be and he is hereby authorized and empowered to sign, on behalf of the City of Pittsburgh, the Consents petition for the erection of a gasoline service station by Carle T. Kelly on property bounded by Columbus avenue, St. Ives street and Lysle street, 21st Ward.

Passed March 6, 1939.

Approved March 10, 1939.

Resolution Book 9, Page 349.

No. 36

Whereas, Ordinance No. 433 approved November 6, 1937, provides that veneering of approved type applied to existing buildings may project beyond the street line, not to exceed one and one half (1½) inches, and

Whereas, The owners of the W. S. Brown building located at the corner of Wood street and Oliver avenue are desirous of erecting an approved veneering one and one half (1½) inches in thickness on the exterior walls of the Wood street and Oliver avenue fronts of the building to a height of the second story window sills, and

Whereas, The present brick walls now extend approximately one and one half (1½) inches beyond the street line and by adding an approved veneering one and one half (1½) inches in thickness will cause a total projection of approxi-

mately three (3) inches beyond the street line, Therefore, Be It

Resolved, That the Superintendent of the Bureau of Building Inspection be requested to issue and the Director of the Department of Public Works approve a permit for approved veneering in accordance with Ordinance No. 433, approved November 6, 1937, and that the face of the veneering be permitted to extend not farther than one and one half (1½) inches beyond the face of the present walls and not more than three (3) inches beyond the street line.

Passed March 6, 1939.

Approved March 13, 1939.

Resolution Book 9, Page 350.

No. 37

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Seven Hundred Fifty (\$750.00) Dollars from Code Account 42-2, Contingent Fund, Budget Adjustments, to Code Account 1151, Materials, Carnegie Free Library of Allegheny.

Passed March 13, 1939.

Approved March 17, 1939.

Resolution Book 9, Page 350.

No. 38

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Disabled American Veterans of the World War, Greater Pittsburgh Chapter No. 8, in the sum of \$150.00, in payment of bill of expenses for Armistice Day celebration in 1938; and charge same to Code Account No. 42, Contingent Fund.

Passed March 13, 1939, by a two-thirds vote.

Approved March 21, 1939.

Resolution Book 9, Page 351.

No. 39

Whereas, Under date of October 27, 1931, there were deposited with the Colonial Trust Company, as Custodian, certain notes, both promissory and judgment, and other collateral as security for the account of the City of Pittsburgh with the Pennsylvania Trust Company, now in liquidation, by the Secretary of Banking of the Commonwealth of Pennsylvania, Receiver, and

Whereas, on October 4, 1938, the City of Pittsburgh, by order of the Court of Common Pleas of Allegheny County at No. 3721 January Term 1934, acquired the absolute ownership and possession of the unconverted pledged securities deposited under said agreement with the Colonial Trust Company as Trustee; and,

Whereas, one such security is the collateral note of W. J. White dated September 21, 1929 in the sum of \$10,580.73 with interest at 6% per annum from August 27, 1933, on which he has pledged as collateral 145 Shares Bendix Aviation Corporation Common stock and 100 Shares Consolidated Oil Corporation Common Stock. Suit was entered in the Prothonotary's office of Allegheny County at No. 1935 April Term 1939, and

Whereas, Mr. White desires to compromise and settle his indebtedness and has submitted an offer of \$500.00, and an assignment and release of all his right, title and interest in and to the collateral securities pledged, and

Whereas, the debtor has submitted his sworn financial statement setting forth an insolvent condition, and states that unless the settlement offered is accepted he may file a petition in Bankruptcy; Now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to accept the sum of \$500.00 and assignment and release of all the right, title and interest in and to 145 Shares Bendix Aviation Corporation Common Stock and 100 Shares Consolidated Oil Corporation Common Stock, from W. J. White, in full settlement of his collateral note dated September 21, 1929 in the sum of \$10,580.73 and accrued interest at the rate of 6% per annum from August 27, 1933; and upon receipt of said items, to discontinue or satisfy

the suit entered at No. 1935 April Term 1939, and said Controller be and he is hereby relieved from further accounting for said note.

Passed March 20, 1939.

Approved March 23, 1939.

Resolution Book 9, Page 351.

No. 40

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$11,600.00 from Code Account No. 1624, Wages, Temporary Employees, Oct. to Dec., to Code Account No. 1621, Wages, Temporary Employees, Jan. to March, both within the Bureau of Highways & Sewers, D. P. W.

Passed March 20, 1939.

Approved March 23, 1939.

Resolution Book 9, Page 352.

No. 41

Whereas, The Bureau of Traffic Planning is arranging for a traffic count in the City of Pittsburgh to be held during the month of May, 1939, and

Whereas, The Boy Scouts have been used in years past to make said counts; Now, Therefore, be it

Resolved, That the Director of the Department of Public Safety is hereby authorized and empowered to arrange with the Boy Scout Headquarters for the furnishing of sufficient boy scouts to make the count and to pay said boys the sum of Fifty (.50) Cents each, which, together with the necessary expenses incurred by the Boy Scout Headquarters in arranging this count, shall be paid by the City of Pittsburgh, and to pay for the same the sum of One Thousand (\$1,000.00) Dollars, or so much thereof as may be necessary, is hereby appropriated from Code Account No. 1491, Item B, Boy Scout Traffic Count, Bureau of Traffic Planning, Department of Public Safety; and be it further

Resolved, That in order to tabulate the count made by the Boy Scouts and other traffic counts, the Director of

the Department of Public Safety is authorized to employ sufficient clerks and to pay them at a rate not to exceed Sixty (.60) Cents per hour, and to rent machines for the automatic tabulation of portions of data, and for this purpose the sum of One Thousand (\$1,000.00) Dollars is hereby appropriated from Code Account No. 1492, Item B—Tabulation Fund, Bureau of Traffic Planning, Department of Public Safety; And, be it further

Resolved, That the Mayor is authorized to sign and the Controller to countersign warrants accordingly.

Passed March 20, 1939.

Approved March 23, 1939.

Resolution Book 9, Page 352.

No. 42

Resolved, That the County Commissioners of Allegheny County be and they are hereby requested, in litigation now or to be undertaken between the City of Pittsburgh and The Peoples Natural Gas Company on questions of rates and service, to render to the City of Pittsburgh the assistance authorized in the Act of 1937, P. L. 542.

Passed March 24, 1939.

Approved March 28, 1939.

Resolution Book 9, Page 353.

No. 43

Whereas, heretofore, by Resolution No. 28, recorded in Resolution Book Vol. 9, page 346, the City of Pittsburgh agreed to sell to the Fox Chapel Authority for the sum of \$2,900.00 a certain lot or piece of ground situate in O'Hara Township, being a portion of the property formerly known as the "Montrose Pumping Station," which Resolution contained a certain description of the property so proposed to be conveyed, and

Whereas, as a result of a survey made on February 27, 1939, it appears that the description in the aforesaid Resolution should be corrected in certain par-

ticulars in order to correspond with the survey. Therefore, be it

Resolved, that the description of the aforesaid property be and the same is hereby amended to read as follows:

"Beginning at a point on the Easterly Right of Way line of the West Penn Railroad and on the Northerly line of Lot No. 25, referred to in deed of the Fitzgerald Plaster Co. to the City of Pittsburgh, recorded in the Recorder's office of Allegheny County in Deed Book Vol. 966, page 75, said point being S. 77° 07' E. 2.00 feet from an iron pin on said lot line; thence S. 77° 07' E. 283 feet more or less to the U. S. Harbor Line of the Allegheny River; thence by the U. S. Harbor Line, down the Allegheny River, S. 4° 36' 30" W. 174.06 feet to a point of curve; thence by the same, and by a line curving to the right in a south-westerly direction, having a radius of 1,680.00 feet an arc distance of 60.00 feet to a point; thence leaving said Harbor Line, N. 77° 07' W. 300 feet more or less to the Easterly Right of Way line of the West Penn Railroad above mentioned; thence by said Right of Way line, N. 14° 26' E. 95.50 feet to a point; thence by the same, N. 12° 05' E. 100.19 feet to a point; thence by the same, N. 11° 45' W. 39.80 feet to a point at the place of beginning, containing an area of 1.51 acres, according to a survey made the 27th day of February, 1939, by Blum, Weldin & Company; together with all the right, title and interest which may have been vested in the parties of the first part hereto, to any land lying between the U. S. Harbor line and the low water line of the Allegheny River; together with all rights to the water mains leading from that property out to the crib in the Allegheny River."

Subject, however, to the following easements:

- (a) Maintenance of the existing right-of-way for 6 inch hydrant water line with water plugs now located at various points on the property and with the understanding that should the property be purchased, this line will be maintained subject only to the necessary changes in locations of the line at the cost of the purchaser.
- (b) Subject to an easement for a 110 inch water main which may be located at some time in the future

by the City of Pittsburgh across the property at a point near the Old Freeport road and in such a manner as not to unduly injure or destroy improvements made by any purchaser;

and subject to the easement of the Old Freeport road as it appears upon the property.

Passed March 24, 1939.

Approved March 28, 1939.

Resolution Book 9, Page 353.

No. 44

Whereas, It is the desire of the Mayor of the City of Pittsburgh that the City of Pittsburgh be registered with the United States Conference of Mayors; and

Whereas, The cost of service fees for the year 1939 is \$1,500.00; Now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the United States Conference of Mayors in the sum of \$1,500.00, for payment of the 1939 membership in said organization, and charge same to Code Account No. 1017, Miscellaneous Services, Office of the Mayor.

Passed April 24, 1939.

Approved April 26, 1939.

Resolution Book 9, Page 354.

No. 45

Resolved, That the action of the Director of the Department of Public Works in granting a leave of absence, with pay, to K. H. Kingsford, from March 21, 1939, to July 1, 1939, on account of injuries received in the discharge of his duties as Forester in Frick Park, be and the same is hereby approved.

Passed April 24, 1939.

Approved April 26, 1939.

Resolution Book 9, Page 354.

No. 46

Whereas, Warrant No. 12331 in the sum of \$33.75 issued to The Weldcraft Equipment Co.; Warrant No. 13536 in the sum of \$47.78 issued to A. L. Mars and Co.; Warrant No. 14233 in the sum of \$32.94 issued to S. S. Leather Co.; Warrant No. 28614 in the sum of \$6.60 issued to Standard Oil Co. of Pennsylvania; Warrant No. 30688 in the sum of \$1.94 issued to Meyer Skirball and Warrant No. 0961 in the sum of \$62.50 issued to Vonbroco Steel Plate Engraving Co., and

Whereas, The warrants referred to above have not been presented to the City Treasurer for payment and duplicate warrants have been requested, Now, Therefore Be It

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign duplicate warrants to replace those lost or stolen as follows:

Warrant No.		
12331	—The Weldcraft Equipment Co.—Code Acct. No. 1576	\$33.75
13536	—A. L. Mars and Company—Code Acct. No. 1231	47.78
14233	—S. S. Leather Co.—Code Acct. No. 81	32.94
28614	—Standard Oil Co. of Penna.—Code Acct. No. 1332	6.60
30688	—Meyer Skirball—Bond Fund No. 126	1.94
0961	—Vonbroco Steel Plate Engraving Co.—Special & Trust Fund	62.50

Passed April 24, 1939, by a two-thirds vote.

Approved April 26, 1939.

Resolution Book 9, Page 354.

No. 47

Resolved, That the City Controller shall be, and he is hereby authorized and directed to transfer \$600.00 from Code Account 42-2 to Code Account 1096, Supplies, Department of Assessors.

Passed April 24, 1939.

Approved April 26, 1939.

Resolution Book 9, Page 355.

No. 48

Resolved, That the City Controller shall be, and he is hereby, authorized and directed to transfer \$4,200.00 from Code Account 42-2, Contingent Fund, Budget Adjustment, to the following:

Code Acct. No.	Amount
76—Veterans Assn. 107th Field Artillery	\$ 100.00
77—U. S. Navy Veterans	100.00
78—Disabled Veterans, Greater Pittsburgh Chapter No. 8	75.00
79—Disabled Veterans, Liberty Chapter No. 22	75.00
85—Grand Army of Republic	1,000.00
86—Veterans of Foreign Wars	1,000.00
87—U. S. Spanish War Veterans	350.00
88—American Legion	1,500.00
Total	\$4,200.00

Passed April 24, 1939.

Approved April 26, 1939.

Resolution Book 9, Page 366.

No. 49

Whereas, Ordinance No. 314, approved June 30, 1938, authorized and directed the Mayor and the Director of the Department of Lands and Buildings to make, execute and deliver a lease to R. L. Kirkpatrick, President, J. A. Bardsley, Secretary, and Elizabeth Heyne, Treasurer, officers of an unincorporated association known as the "Board of Trade, 12th District, 14th Ward, Pittsburgh, Pa.", for a certain piece of ground situate in the Fourteenth Ward of the City of Pittsburgh, for playground purposes, and fixing the rental therefor.

Whereas, the time fixed by this ordinance expires June 30, 1939, and

Whereas, the aforesaid organization has requested an extension of one year on the above lease. Now, therefore, be it

Resolved, That the Mayor and the Director of the Department of Lands and Buildings, be and they are hereby authorized to execute said lease from July 1st, 1939, to June 30, 1940, for the sum of \$1.00 per annum. This extension

shall embody all terms stipulated in Ordinance No. 314, approved June 30, 1938.

Passed May 1, 1939.

Approved May 4, 1939.

Resolution Book 9, Page 356.

No. 50

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$85.00 from Code Account No. 1522, Equipment, to Code Account No. 1521, Repairs, Accounting Div., D. P. W.

Passed May 1, 1939.

Approved May 4, 1939.

Resolution Book 9, Page 356.

No. 51

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$300.00 from Code Account 1227, Equipment, to Code Account 1224, Supplies, Division of Bacteriology, Department of Public Health.

Passed May 1, 1939.

Approved May 4, 1939.

Resolution Book 9, Page 356.

No. 52

Whereas, There has been introduced in the Senate of the United States a bill, S. 2009, and also in the House of Representatives bills H. R. 2531 and H. R. 4862, which propose, among other things, to amend the present act so as to regulate all interstate transportation on the inland waterways of the country.

Whereas, The inland waterways of the United States are open for use by any who desire to use them for transportation purposes and that there has been no general demand for any form of governmental regulation thereof, nor will there be a demand, for the reason that nothing of a monopolistic nature is pro-

posed or desired to become effective in connection with transportation on our inland waterways; and,

Whereas, Industries have been located in the Pittsburgh district because of the availability of low water cost transportation; that, if this advantage is eliminated it will place these industries in an unfair competitive position and be detrimental to the interests of the huge population centered in the Pittsburgh district and Western Pennsylvania, and the Country, generally, will be adversely affected if burdensome regulations are established and water transportation rates are "stabilized" by the Interstate Commerce Commission in the interest of the railroads, and thereby resulting in an inevitable increase in all transportation rates and which will be contrary to public interest; and

Whereas, The proposed legislation will undoubtedly affect the financial interest of the water carriers adversely under the guise of uniform regulation of water and rail carriers. That, it should be borne in mind that, during the years in which the rivers moved the greatest amount of tonnage, the rail carriers were equally prosperous and the rivers caused no financial difficulties of the rail carriers. Relatively the volume of the rail tonnage, as compared with the volume of river tonnage, has remained constant and it is quite apparent, therefore, that the situation now faced by the rail carriers is due to conditions other than the loss of tonnage to the river carriers; Therefore, be it

Resolved, That the City of Pittsburgh is opposed to the passage of Senate Bill 2009, and that Charles Donley, Chairman of the Transportation Research Commission of the City of Pittsburgh be authorized to represent the City of Pittsburgh and appear before the Committee of Congress for the purpose of emphasizing its importance on behalf of the City of Pittsburgh.

Passed May 8, 1939. Read and adopted.

Approved May 9, 1939.

Resolution Book 9, Page 357.

No. 53

Whereas, Under date of October 27,

1931, there were deposited with the Colonial Trust Company, as Custodian, certain notes, both promissory and judgment, and other collateral, as security for the account of the City of Pittsburgh with the Pennsylvania Trust Company, now in liquidation by the Secretary of Banking of the Commonwealth of Pennsylvania, Receiver; and,

Whereas, On October 4, 1938, the City of Pittsburgh, by Order of the Court of Common Pleas of Allegheny County, at No. 3721 January Term, 1934, acquired the absolute ownership and possession of the unconverted pledged securities deposited under Agreement with the Colonial Trust Co. as Trustee; and,

Whereas, One such security is the unsecured promissory note of Dr. F. W. Bode, dated April 29, 1931, in the sum of \$9,996.36, payable to the order of W. T. Bode, endorsed by the payee and R. E. Baker, with accrued interest due thereon at the rate of 6% per annum from September 30, 1933; and,

Whereas, Suits in assumpsit were filed at No. 850 July Term, 1937, against F. W. Bode, and at No. 849 July Term, 1937, against W. T. Bode, in the Court of Common Pleas of Allegheny County, and an Affidavit of Defense was filed in each proceeding and liability denied; and,

Whereas, Dr. F. W. Bode has submitted an offer, through his counsel, Alter, Wright and Barron, Esqs., of \$1,000.00 and an assignment of his checking account of \$1,131.86 in the Pennsylvania Trust Co., in full settlement of the note, accrued interest and satisfaction of the suits entered at Nos. 849 and 850 July Term, 1937; financial statements of Dr. F. W. Bode, W. T. Bode and R. E. Baker each setting forth an insolvent condition; and,

Whereas, Counsel for the debtor states that unless the offer is accepted on or before May 15, 1939, voluntary bankruptcy proceedings will be instituted without further notice; now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to accept the sum of \$1,000.00 and an assignment of the checking account of F. W. Bode in the amount of \$1,131.86, with the Pennsylvania Trust Co., in full settlement of the unsecured promissory note of Dr. F. W. Bode, dated

April 29, 1931, endorsed by W. T. Bode and R. E. Baker, in the sum of \$9,996.36, and accrued interest at the rate of 6% per annum from September 30, 1933, and upon receipt of the \$1,000.00 and an assignment of the checking account with the Pennsylvania Trust Co. of \$1,131.86, the City Controller be and he is hereby authorized and directed to deliver the said note to Dr. F. W. Bode and to satisfy and discontinue the suits filed at Nos. 849 and 850 July Term, 1937, v. W. T. Bode and Dr. F. W. Bode, and he shall hereby be relieved from further accounting for said note.

Passed May 8, 1939.

Approved May 10, 1939.

Resolution Book 9, Page 357.

No. 54

Whereas, Under date of October 27, 1931, there were deposited with the Colonial Trust Company, as Custodian, certain notes, both promissory and judgment, and other collateral, as security for the account of the City of Pittsburgh with the Pennsylvania Trust Company, now in liquidation by the Secretary of Banking of the Commonwealth of Pennsylvania, Receiver; and,

Whereas, On October 4, 1938, the City of Pittsburgh, by Order of the Court of Common Pleas of Allegheny County, at No. 3721 January Term, 1934, acquired the absolute ownership and possession of the unconverted pledged securities deposited under agreement with the Colonial Trust Company as Trustee; and,

Whereas, One such security is the unsecured promissory note of H. M. Schaefer, dated November 13, 1929, endorsed by Wm. McK. Reed, payable on demand; in the sum of \$5,000.00, with interest at the rate of 6% per annum from October 31, 1931; and,

Whereas, H. M. Schaefer wishes to compromise and settle his note and has submitted an offer of \$500.00 in full settlement of the debt including accrued interest; and,

Whereas, the debtor has submitted a statement of his assets and liabilities which set forth an insolvent condition, and the endorser, Wm. McK. Reed, previously having filed a Petition in Bank-

ruptcy, has been discharged; Now, therefore, be it

Resolved, that the City Controller be and he is hereby authorized and directed to accept the sum of \$500.00, in full settlement of the unsecured promissory note of H. M. Schaefer, dated November 13, 1929, endorsed by Wm. McK. Reed, in the sum of \$5,000.00, and accrued interest from October 31, 1931, and upon receipt of the \$500.00, the City Controller be and he is hereby relieved from further accounting for said note.

Passed May 8, 1939.

Approved May 10, 1939.

Resolution Book 9, Page 358.

No. 55

Resolved, That the Director of the Department of Supplies be and he is hereby authorized to dispose of any duplicate records of contracts, bids, orders, requisitions, etc. that are of no further use which have been retained over a period of four years.

Passed May 8, 1939.

Approved May 10, 1939.

Resolution Book 9, Page 359 .

No. 56

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$600 from Code Account No. 1647, Materials, Boardwalks and Steps, to Code Account No. 1634, Miscellaneous Services, Repairing Highways, both within the Bureau of Highways and Sewers, Department of Public Works.

Passed May 8, 1939.

Approved May 10, 1939.

Resolution Book 9, Page 359.

No. 57

Whereas, There remain unencumbered

balances in various sub-divisions of Bond Fund Nos. 122, 129, 131 and 132 for which there is not further use under the purpose for which they were appropriated, and

Whereas, It is desirable that the above referred to balances be reverted to the General Fund of the respective Bond Funds, Now, Therefore, Be It

Resolved, That the City Controller be and he is hereby authorized and directed to revert unencumbered balances as follows:

Bond

Fund

122-15 —Drinking Fountains in
parks, Construction
Work ----- \$ 390.00

122-15A—Drinking Fountains in
parks, Engineering Ex-
penses ----- 440.63

122-16 —Buildings & Play-
grounds, Construction
& Reconstruction ---- 258.35

122-17A—Fences at Playgrounds,
Engineering Expenses. 343.05

122-19 —Carson St. West, Con-
struction Work ----- 1,154.85

\$2,586.88

shall be and the same is hereby ordered
reverted to the General Fund of Bond
Fund No. 122, and

Bond

Fund

129- 9 —Engineering for pro-
posed projects ----- \$ 119.70

129- 2 —Street Repair, Asphalt
Plant Materials ----- 490.16

129-21 —Materials for Lawns,
Walks, etc., East &
West Park ----- 20.08

129-46 —Smoke Survey ----- 1,765.02

129-51 —Repainting City Coun-
ty Building ----- 219.78

129-57 —Engineering draughting
room & office equip-
ment ----- 878.76

\$3,493.50

shall be and the same is hereby ordered
reverted to the General Fund of Bond
Fund No. 129, and

Bond

Fund

131- 6 —Contingent, Engineer-
ing and other ex-

penses -----\$ 108.07
 131-27 —Engineering Expenses,
 Wood St. and S. Brad-
 dock Ave. ----- 1,348.86
 \$1,456.93

shall be and the same is hereby ordered
 reverted to the General Fund of Bond
 Fund No. 131, and
 Bond
 Fund

132-16 —Phillips Park Improve-
 ment -----\$ 616.21
 132-19A—Constructing and re-
 pair of Bridges, Engi-
 neering and other ex-
 penses ----- 9,000.00
 132-25 —Roadways and Streets. 932.98
 \$10,549.19

shall be and the same is hereby ordered
 reverted to the General Fund of Bond
 Fund No. 132.

Passed May 8, 1939.
 Approved May 10, 1939.
 Resolution Book 9, Page 360.

No. 58

Resolved, That the City Controller be
 and he is hereby authorized and di-
 rected to transfer the total sum of
 \$5,000.00 from Code Account 42-2, Bud-
 get Adjustments, to the following:

Code Acct.
 No.
 1094-A-4—Salaries, Temporary
 Employees, Department
 of Assessors -----\$4,000.00
 1095 —Miscellaneous Services,
 Department of Asses-
 sors ----- 1,000.00
 \$5,000.00

Passed May 8, 1939.
 Approved May 10, 1939.
 Resolution Book 9, Page 360.

No. 59

Resolved, That the City Solicitor, upon
 payment of \$464.20, be and he is hereby

authorized and directed to satisfy liens
 filed against Casper Ashor at M. L. D.
 No. 272 January Term, 1926, for \$426.70,
 and M. L. D. No. 147 April Term, 1929,
 for \$37.50, and charge the costs to the
 City of Pittsburgh.

Passed May 15, 1939.
 Approved May 23, 1939.
 Resolution Book 9, Page 361.

No. 60

Whereas, the following named parties
 have been issued street opening permits
 by the Department of Public Works
 during the year from May 1, 1938 to
 May 1, 1939, inclusive, which permits
 were duly paid for and for various rea-
 sons not used, no street openings hav-
 ing been made, and in other cases per-
 mits taken out under one classification
 and roadways and sidewalks opened un-
 der another. Now, Therefore, Be It

Resolved, That the Mayor and the
 City Controller, Be and are hereby au-
 thorized and directed to issue and coun-
 tersign warrants to the following parties
 for the amount set opposite each name
 and the total amount of \$78.00 to be
 charged to Appropriation No. 42, Con-
 tingent Fund.

Sam Tolly -----\$ 9.00
 John T. Kane----- 9.00
 McConnell Plbg. Co.----- 18.00
 Albert Morlan ----- 13.00
 Chas. H. Ruckel----- 14.00
 Penna. Water Co.----- 3.00
 Modern Plbg. Co.----- 4.00
 Mfrg. Distributing Co.----- 8.00
 \$78.00

Passed May 15, 1939, by a two-thirds
 vote.
 Approved May 23, 1939.
 Resolution Book 9, Page 361.

No. 61

Whereas, During September 1938, a
 sidewalk was constructed at the prop-
 erty of Maria Frangione, in the 1500
 block on Webster avenue, near Fuller-
 ton street in the City of Pittsburgh,

known as lot number 34; and Whereas a lien was filed in error, by the Street Lien Clerk of the Bureau of Highways and Sewers, Department of Public Works, amounting to \$39.70, and recorded as M. L. D. Number 157 April Term, 1939; Therefore, Be It

Resolved, That the City Solicitor be and he is hereby authorized and directed to satisfy the records in the amount of \$39.70 plus interest and all other charges against the property described above and owned by Maria Frangione.

Passed May 22, 1939.

Approved May 26, 1939.

Resolution Book 9, Page 361.

No. 62

Resolved, That the City Controller shall be and he is hereby authorized and directed to make the following transfers in the Department of Public Welfare:

From Code Account 1328—Miscellaneous Services, to the following Code Accounts:

1325—Salaries, Reg. Employees.	\$24,000.00
1326—Wages, Reg. Employees.	4,200.00
1332—Supplies	68,000.00
1333—Materials	1,300.00
1335—Repairs	1,100.00
1352—Salaries, Reg. Employees.	7,000.00
1353—Supplies	35.00
1354—Materials	500.00
1356—Equipment & Machinery	625.00
1351—Salaries, Reg. Employees.	470.00

Total ----- \$107,230.00

Passed May 25, 1939.

Approved May 29, 1939.

Resolution Book 9, Page 362.

No. 63

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1,500 from Code Account 1539, General Repairing, to Code Account No. 1516, Repairs, Di-

vision of Garage and Repair Shop, D. P. W.

Passed May 25, 1939.

Approved May 29, 1939.

Resolution Book 9, Page 362.

No. 64

Resolved, That the City Controller be and he is hereby authorized and directed to transfer and set aside the sum of \$600.00 from Code Account No. 42, Contingent Fund, to help defray expenses of Independence Day Celebration, July 4, 1939, at the Soho Swimming Pool and on Reed street, between Soho street and Center avenue, Fifth Ward, by the Bureau of Recreation in conjunction with the Soho Community Association, and the sum of \$500.00 to help defray the expense of a Flag Day Parade and patriotic exercises sponsored by the North Side Veterans Council; and the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in payment of said expenses upon vouchers to be submitted to the Finance Committee of Council for approval.

Passed June 6, 1939.

Approved June 8, 1939.

Resolution Book 9, Page 362.

No. 65

Whereas, Charles E. Cobun and Ethel A. Cobun, his wife, offer the City of Pittsburgh the sum of \$850.00 for a lot on Bonvue street, 26th Ward, City of Pittsburgh, bounded and described as follows:

Beginning at a point on the northerly side of Bonvue street at a distance of 219.50 feet westwardly from the westerly line of Zollum street 40 feet wide; thence N. 82° 00' W. along northerly line of Bonvue street 37 feet to a point; thence north and at right angles north 8° East, a distance of 115 feet to a point; thence south 82° East and parallel with Bonvue street, a distance of 37 feet to a point, which point is

also a distance of 37.50 feet westwardly from the line dividing lots Nos. 41 and 42 in the Richhill Farm Plan of Lots; thence south 8° West and parallel to line dividing Lots Nos. 41 and 42, a distance of 115 feet to the Northerly line of Bonvue street at the place of beginning.

Being a part of Lot No. 42 in the Richhill Farm Plan of Lots, recorded in Plan Book Volume 5, pages 50 and 51.

Whereas, The said Charles E. Bobun and Ethel A. Cobun, his wife, have delivered a Treasurer's Check in the sum of \$80.00, being 10% of the original offer, to the Department of Lands and Buildings; Now, therefore, be it

Resolved, That the Mayor is hereby authorized and directed to execute a Deed for the aforementioned property to Charles E. Cobun and Ethel A. Cobun, his wife, for the sum of \$850.00; And be it further

Resolved, That the purchase money shall be paid within 60 days of the date hereof, or previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void.

Passed June 6, 1939.

Approved June 8, 1939.

Resolution Book 9, Page 363.

No. 66

Whereas, American Citizenship is the highest honor and privilege that can be accorded to the young men and women of America; and

Whereas, The attainment of the right to vote and participate in affairs of government should be a sacred occasion for reaffirmation of the principles and ideals of American Democracy; and

Whereas, The observance of Citizenship Day in honor of young American men and women who have attained the age of twenty-one during the year would not only be a source of instruction and inspiration to them, but to all citizens; Now, Therefore, be it

Resolved by the City of Pittsburgh, in Council assembled, that the last Sunday of June of each year be designated as

Citizenship Day in honor of young American men and women who have attained the age of twenty-one during the year; And, Be it further

Resolved, That on that day appropriate ceremonies be held to impress upon all our citizens, as well as those who during the year attained the age of twenty-one, the significance of the rights, privileges and blessings of American Citizenship, as well as the duties and obligations imposed thereby; And, Be it further

Resolved, That the Mayor of the City of Pittsburgh be empowered to appoint in each year a committee of public spirited citizens to make the necessary arrangements for said ceremonies.

Passed June 12, 1939.

Approved June 15, 1939.

Resolution Book 9, Page 363.

No. 67

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of James Demark in the sum of \$750.00 in full settlement of his claim against the City of Pittsburgh for damages caused by Sewer on Naylor street, (No. 1725 October Term, 1937) and charge same to Code Account No. 42, Contingent Fund.

Passed June 12, 1939, by a two-thirds vote.

Approved June 15, 1939.

Resolution Book 9, Page 364.

No. 68

Whereas, The Peoples Pittsburgh Trust Company was duly appointed Guardian for the Estate of Earl J. Russell, a former patient at the City Home and Hospitals, Mayview, Pa., and

Whereas, The said Peoples Pittsburgh Trust Company on March 28, 1938 erroneously made payment to this department in the sum of \$250.00 for the maintenance and hospitalization of Earl J. Russell, which amount was to be used for said decedent's burial; Now,

Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Peoples Pittsburgh Trust Co., Guardian for the Estate of Earl J. Russell (now deceased) in the sum of \$250.00 to reimburse said Guardian for amount erroneously paid as aforesaid, and charge the same to Code Account No. 42, Contingent Fund.

Passed June 12, 1939, by a two-thirds vote.

Approved June 15, 1939.

Resolution Book 9, Page 364.

No. 69

Resolved, That upon execution and delivery of general warranty deeds, in form to be approved by the City Solicitor, for various pieces of real estate within the line of the improvement of Bigelow boulevard, as widened and relocated, the Mayor be and he is hereby authorized and directed to issue, and the Controller to countersign, warrants in favor of the following persons, and charge the same to Bond Fund No. 139, Bigelow Blvd. and Other Improvements.

Robert Cunningham, reputed owner or whoever may be owner	\$6,750.00
Esther F. Spear, reputed owner or whoever may be owner	3,350.00
Wm. Johnson, reputed owner or whoever may be owner	2,600.00
Paul Ferguson, reputed owner or whoever may be owner	1,250.00
Mary A. McDonald, reputed owner or whoever may be owner	3,350.00
Annie McKee, reputed owner or whoever may be owner	900.00

Passed June 12, 1939, by a two-thirds vote.

Approved June 15, 1939.

Resolution Book 9, Page 365.

No. 70

Whereas, the Equipment Account in

the Department of Public Welfare is not sufficient for the balance of the year; and,

Whereas, It is necessary that certain equipment be purchased; therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer \$12,000.00

From
Code Account 1328 Miscellaneous Services

To
Code Account 1337 Equipment and Machinery, City Home and Hospitals, Mayview.

Passed June 12, 1939.

Approved June 15, 1939.

Resolution Book 9, Page 365.

No. 71

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$10,000.00 from Code Account No. 1656, Wages, Temporary Employees, Asphalt Plant, to Code Acct. No. 1659 materials Asphalt Plant, both within the Bureau of Highways and Sewers, D.P.W.

Passed June 12, 1939.

Approved June 15, 1939.

Resolution Book 9, Page 365.

No. 72

Whereas, the City of Pittsburgh, pursuant to City Ordinance No. 18, approved January 12, 1925 and recorded in Ordinance Book, Volume 36, Page 130, in connection with the construction of the Sylvan Avenue Sewer, purchased a house and lot for the sum of \$5,000.00 located on Sylvan Avenue in the 15th Ward of the City of Pittsburgh from Mary E. Ogden and accepted a deed therefor; and,

Whereas, the Law Department on February 25, 1925 forwarded the said deed to the City Controller for recording and accepted the Controller's receipt therefor; and,

Whereas, it now appears that the deed never was recorded and cannot now be found; Therefore, be it

Resolved, That the City Solicitor is hereby authorized to accept a deed at this time from Mary E. Ogden for property authorized by the aforesaid Ordinance to replace the lost deed and to properly record the same.

Passed June 12, 1939.

Approved June 15, 1939.

Resolution Book 9, Page 366.

No. 73

Whereas, Albert F. Einhouse is the owner of an apartment building at the corner of Sycamore street and Maple terrace, 19th Ward, since 1924; and

Whereas, In 1938 a service line was discovered running from the water main on Sycamore street to an old meter, of which the City authorities and Mr. Einhouse were both entirely ignorant, and in April, 1939, a corrected bill in the amount of \$444.31 was submitted him, which includes \$17.09 for penalty and interest; and

Whereas, Mr. Einhouse has agreed to settle this charge by the payment of \$427.22; Now, Therefore, be it

Resolved, That the Delinquent Tax Collector be and he is hereby authorized and directed, upon payment of \$427.22, to issue his receipt in full payment of the water bill for \$444.31, the penalty and interest to be charged to the City of Pittsburgh.

Passed June 12, 1939.

Approved June 15, 1939.

Resolution Book 9, Page 366.

No. 74

Whereas, under date of October 27, 1931, there were deposited with the Colonial Trust Company, as Custodian, certain notes, both promissory and judgment, and other collateral, as security for the account of the City of Pittsburgh with the Pennsylvania Trust Company, now in liquidation by the

Secretary of Banking of the Commonwealth of Pennsylvania, Receiver; and,

Whereas, on October 4, 1938, the City of Pittsburgh, by Order of the Court of Common Pleas of Allegheny County, at No. 3721 January Term, 1934, acquired the absolute ownership and possession of the unconverted pledged securities deposited under Agreement with the Colonial Trust Co., as Trustee; and,

Whereas, one such security is the unsecured judgment note of Joseph Schutzman, dated February 14, 1933, in the sum of \$6,275.00, with interest accrued thereon from March 16, 1933, at 6% per annum, entered of record in the Prothonotary's Office of Allegheny County at D. S. B. No. 33 January Term, 1938; and,

Whereas, Mr. Schutzman wishes to compromise and settle his note and has submitted an offer of \$325.00, in full settlement of the debt, including accrued interest; also the satisfaction of the judgment of record; and,

Whereas, the debtor has presented a sworn statement of his assets and liabilities, setting forth an insolvent condition and states that he will file a voluntary Petition in Bankruptcy should the offer submitted be rejected; now, therefore, be it

Resolved, that the City Controller be and he is hereby authorized and directed to accept the sum of \$325.00, in full settlement of the unsecured judgment note of Joseph Schutzman, dated February 14, 1933, in the sum of \$6,275.00, and accrued interest from March 16, 1933, and upon receipt of the \$325.00 the City Controller be and he is hereby authorized and directed to deliver said note to Joseph Schutzman and to satisfy the judgment of record at D. S. B. No. 33 January Term, 1933, and he shall hereby be relieved from further accounting for said note.

Passed June 12, 1939.

Approved June 15, 1939.

Resolution Book 9, Page 367.

No. 75

Resolved: That the Mayor be and he is hereby authorized and directed to

issue, and the City Controller to countersign a warrant in favor of Nicholas Machnik and Anastasia Machnik, his wife, of 90 South Eighth street, Pittsburgh, Pa., and Cyrus A. Davis, Esq., their attorney, 200 Walsh Building, Pittsburgh, Pa., in the sum of \$1,600.00 in full settlement of their claim against the City of Pittsburgh for property damage sustained on August 9, 1932, during the construction of a viaduct across the tracks of Pennsylvania Railroad Company, west of South Eighth Street, and the viaduct approaches thereto, which constituted part of the Mt. Washington Roadway Improvement, and charge same to Code Account No. 42, Contingent Fund.

Passed June 19, 1939, by a two-thirds vote.

Approved June 21, 1939.

Resolution Book 9, Page 367.

No. 76

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum in the respective code accounts listed below, all in the Bureau of Engineering, Department of Public Works.

From Code Account Nos.:

1535—Curb and Grade Pins-----	\$100.00
1538—Drillings and Test Holes---	300.00
1577—Materials, Bridge Repairs---	100.00
1583—Materials, Bridge Repainting	100.00
	<hr/> \$600.00

To Code Account No.:

1530—Miscellaneous Services-----\$600.00

Passed June 19, 1939.

Approved June 21, 1939.

Resolution Book 9, Page 366.

No. 77

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sums in the respective amounts and code accounts as listed.

From Code Account Nos.:

1839—Wages, Temporary Em- ployes -----	\$4,000.00
1823—Wages, Temporary Em- ployes -----	1,200.00

To Code Account Nos.:

1800—Supplies, Bureau of Parks--	\$4,000.00
1890—Wages, Painting & Im- provements -----	1,200.00

Passed June 27, 1939.

Approved June 30, 1939.

Resolution Book 9, Page 368.

No. 78

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$5,000.00 from Code Account No. 1642, and \$5,000.00 from Code Account No. 1629 to Code Account No. 1652, Wages, Vacations, Bureau of Highways and Sewers, D. P. W.

Passed June 27, 1939.

Approved June 30, 1939.

Resolution Book 9, Page 368.

No. 79

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of John W. Gormley, Jeanne Gormley, and Universal Insurance Company, c/o Geo. D. Gee, 1105 Standard Life Building, Pittsburgh, Pa., in the sum of \$206.82, in full settlement of their claims for personal injuries and automobile damage sustained March 10, 1939 at Brookline boulevard and Merrick street, and charge same to Code Account No. 42, Contingent Fund.

Passed June 27, 1939, by a two-thirds vote.

Approved June 30, 1939.

Resolution Book 9, Page 369.

No. 80

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of United Iron and Metal Co., amounting to \$333.75, to reimburse said company for the loss it sustained due to the alleged mistake on the part of the city sales agent, the Superintendent of the Bureau of Electricity, and the Supervisor of Construction of said Bureau, and charge same to Code Account No. 42, Contingent Fund.

Passed June 27, 1939, by a two-thirds vote.

Approved June 30, 1939.

Resolution Book 9, Page 369.

No. 81

Resolved, That the City Controller be and he is hereby authorized and directed to transfer and set aside the sum of \$500.00 from Code Account No. 42, Contingent Fund, to help defray expenses of Independence Day Celebration, July 4, 1939, on the North Side, by the Bureau of Recreation, and the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in payment of said expenses upon vouchers to be submitted to the Finance Committee of Council for approval.

Passed June 27, 1939, by a two-thirds vote.

Approved June 30, 1939.

Resolution Book 9, Page 369.

No. 82

Whereas, The City of Pittsburgh at Sheriff's Sale for city taxes acquired title by Sheriff's Deed dated August 12, 1914, and recorded in the Recorder's Office in Deed Book Vol. 1825, pages 227, 228 and 235, to the property formerly of W. A. Roberts, Receiver of the German National Loan Association, located on Vivian way between Boggston and Taft

avenues in the 18th Ward, City of Pittsburgh, and described in said Sheriff's Deed as follows:

"All those lots or pieces of ground in the 18th Ward, formerly West Liberty Borough, County of Allegheny and State of Pennsylvania, and known as lots Nos. 66, 67 and 68, in a plan of lots laid out by West Liberty Land Company as recorded in the Recorder's Office of said county in Plan Book Volume 10, page 100."

Whereas, More than one year has elapsed since the City acquired such title and under the Act of May 21, 1937, P. L. 787, the City may sell such real estate at private sale and accept any sum less than the amount of taxes, penalties and interest due, subject to the approval, upon petition, of the Court of Common Pleas, and subject also to the claims of other taxing authorities in proportion to their tax claims; and,

Whereas, Oreste DiBernardo and Judith DiBernardo, his wife, have offered the sum of \$950.00 for the purchase of the said real estate under and subject to the terms of the aforesaid Act of Assembly; Therefore, be it

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of the aforesaid real estate in accordance with the aforesaid offer and Act of Assembly; and upon approval by the Court, the Mayor is hereby authorized and directed to execute and deliver a deed for said real estate.

Passed June 27, 1939.

Approved June 30, 1939.

Resolution Book 9, Page 370.

No. 83

Whereas, The Stanton Heights Community Association has, for the past three years and upwards, endeavored to persuade the Pittsburgh Motor Coach Company to extend the bus service of the Stanton Heights feeder route into the East Liberty business district; and

Whereas, On May 25, 1939, the trustees of said Motor Coach Company, through their commercial manager, indicated in writing that they would be

unable to accede to such request; and

Whereas, At a meeting of the Committee on Public Service and Surveys held May 3, 1939, the Department of Law was requested, by negotiation or by complaint, to have the Pittsburgh Railways Company and the Pittsburgh Motor Coach Company extend the Stanton Heights bus service to Highland avenue, in accordance with the complaints made to the Railways Company by the Stanton Heights Community Association; and

Whereas, On June 6, 1939, the Committee on Service and Surveys took the following action:

"That the Department of Law be authorized to file a complaint for the City to join with the one filed or to be filed by the Stanton Heights Community Association with the Public Utility Commission of Pennsylvania on this subject."

Now, Therefore, Be It

Resolved, That the City of Pittsburgh join with any complaint filed by the Stanton Heights Community Association, having as its purpose the extension of the Stanton Heights bus service to Highland avenue or to the East Liberty business district; and the City Solicitor is authorized and empowered to cause the City to be made a party to such record before the Pennsylvania Public Utility Commission.

Passed June 27, 1939.

Approved June 30, 1939.

Resolution Book 9, Page 370.

No. 84

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum in the respective amounts and code accounts as listed.

From Code Account No.:

1620-1—Salaries, Temporary Employees, Cleaning Highways -----\$2,500.00

To Code Account No.:

1515 —Materials, Division of Garage & Repair Shop--\$2,500.00

Passed June 30, 1939.

Approved July 3, 1939.

Resolution Book 9, Page 371.

No. 85

Whereas, A Certain mine fire has burned continuously over a period of years under certain property known as the "McShane property" in the southerly end of the City of Pittsburgh, near to the Borough of Crafton, and

Whereas, In the course of time this mine fire had reached such proportions as to become a public enemy, and

Whereas, The City of Pittsburgh in an endeavor to extinguish or confine this mine fire had expended the sum of \$61,-492.64, and

Whereas, the Borough of Crafton agreed to pay to the City of Pittsburgh $\frac{1}{4}$ of the total cost thereof, on condition that this mine fire be extinguished or totally confined, and

Whereas, The said mine fire has not been extinguished or totally confined, but is still burning over a very wide area, and

Whereas, The Borough of Crafton on July 24, 1931, paid to the Treasurer of the City of Pittsburgh, the sum of \$2,500.00 on account of its share of the cost, and

Whereas, At No. 628 April Term, 1939, the City of Pittsburgh entered suit against the Borough of Crafton in the Court of Common Pleas of Allegheny County, Pennsylvania, to recover the sum of \$12,873.16, being the balance due to the City of Pittsburgh by the Borough of Crafton, and

Whereas, The Borough of Crafton by resolution of Council held May 2, 1939, offered to pay to the City of Pittsburgh the sum of \$7,500.00 in full satisfaction of its claim against the Borough of Crafton, and

Whereas, The Borough of Crafton will be compelled to expend additional sums of money to control the said mine fire; Therefore, Be It

Resolved, That the City Solicitor be authorized and directed to enter into a stipulation with the Solicitor of the Borough of Crafton to discontinue the suit filed at No. 628 April Term, 1939, upon the payment to the City of Pittsburgh of the sum of \$7,500.00 by the Borough of Crafton.

Passed June 30, 1939.

Approved July 3, 1939.

Resolution Book 9, Page 371.

No. 86

Whereas, The University of Pittsburgh, by the action of its Board of Trustees, has offered to convey, by deed of gift, to the City of Pittsburgh, certain properties owned by it, to be used as a site for the Municipal Hospital; and

Whereas, The City of Pittsburgh is desirous of accepting said proposed properties as a site for the Municipal Hospital; Now, Therefore, Be It

Resolved, That the City of Pittsburgh does hereby accept the offer of the Board of Trustees of the University of Pittsburgh to convey, by deed of gift, for the purpose of a Municipal Hospital, the following described properties:

All that certain lot or piece of ground situate in the Fourth Ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, and bounded and described as follows, to-wit:

Beginning at a corner formed by the intersection of the northwesterly line of Terrace street and the northeasterly line of Darragh street; thence along the northeasterly line of Darragh street North 54° 04' West a distance of four hundred two (402) feet to a point; thence along the line of other property of the University of Pittsburgh North 37° 54' 30" East a distance of three hundred sixty and fifty-two hundredths (360.52) feet to a point on the southerly line of Stadium road; thence in a southeasterly direction along the southerly line of Stadium road, by an arc having a radius of three hundred thirty-eight (338) feet and a central angle of 19° 45' 23" for an arc distance of one hundred sixteen and fifty-five hundredths (116.55) feet to a point of tangent; thence continuing along the southerly line of Stadium road South 53° 42' East a distance of forty-seven and sixteen hundredths (47.16) feet to the dividing line between property of the University of Pittsburgh and property now or late of Emma H. Leitch; thence along said dividing line South 37° 54' 30" West a distance of one hundred five and forty-two hundredths (105.42) feet to the dividing line between property now or late of Emma H. Leitch and University of Pittsburgh (formerly O. Johns); thence along said dividing line South 54° 04' East a distance of two hundred forty (240) feet to a point in the northerly

line of Terrace street; thence along the northerly line of Terrace street South 37° 54' 30" West a distance of two hundred thirty-four and sixteen hundredths (234.16) feet to the place of beginning. Containing approximately two and five hundred seventy-five thousandths (2.575) acres.

The said property hereinbefore described being the same property conveyed to the University of Pittsburgh, party of the first part hereto, by three deeds, one from Tuco Corporation, dated December 14, 1938, of record in the Recorder's Office of Allegheny County in Deed Book Vol. 2610, Page 739, one from Florence D. Johns, et al., dated December 24, 1938, of record in said Recorder's Office in Deed Book Vol. 2609, Page 454, and one from Annie E. Close, dated May 2, 1928, and of record in said Recorder's Office in Deed Book Vol. 2364, Page 33, and a portion of the land conveyed to the said University of Pittsburgh by deed of W. H. Kelly, dated April 9, 1926, and of record in said Recorder's Office in Deed Book Vol. 2293, Page 206, and by deed of Austin L. Bailey, Executor of the Last Will and Testament of Madison Bailey, Deceased, dated January 22, 1923, and of record in said Recorder's Office in Deed Book Vol. 2148, Page 449.

Together with all and singular the buildings, improvements, ways, waters, water courses, rights, liberties, privileges, hereditaments and appurtenances whatsoever thereunto belonging or in anywise appertaining, and the reversions and remainders, rents, issues and profits thereof, and all the estate, right, title, interest, property, claim and demand whatsoever of the said parties of the first part in law, equity or otherwise, howsoever, of, in and to the same and every part thereof.

To Have and to Hold the said buildings, hereditaments and premises hereby granted, or mentioned, and intended so to be, with the appurtenances, unto the said party of the second part, its successors and assigns, to and for the only proper use and behoof of the said party of the second part, its successors and assigns, Forever.

Passed June 30, 1939.

Approved July 3, 1939.

Resolution Book 9, Page 372.

No. 87

Resolved, That the City Solicitor is hereby authorized and directed to agree to the entry of judgment against the City of Pittsburgh and in favor of Mary Hunter in the sum of Five Hundred (\$500.00) Dollars, in a suit pending in the Court of Common Pleas of Allegheny County at No. 60 October Term, 1937, on condition that Annie Minsinger, the additional defendant in the aforesaid suit, shall agree to the entry of judgment against herself, and in favor of the plaintiff, Mary Hunter, in the sum of Three Thousand (\$3,000.00) Dollars in said proceedings; and, on condition that the plaintiff, Mary Hunter, shall agree to the entry of said judgment in the sum of \$500.00 against the City of Pittsburgh, and the acceptance of same, as complete satisfaction of all claims against the City of Pittsburgh, in the aforesaid proceedings, for personal injuries sustained to Mary Hunter on February 28, 1937, on the sidewalk at Nos. 202-4 Bailey avenue, Pittsburgh, Pa.

Passed July 13, 1939.

Approved July 14, 1939.

Resolution Book 9, Page 373.

No. 88

Resolved, That the City Solicitor be, and he is hereby authorized to stipulate for the entry of judgment in the following actions against the City of Pittsburgh, in amounts not to exceed the following sums, plus record costs:

No. 1507—April Term, 1939----\$11,150.00

No. 1508—April Term, 1939---- 11,500.00

No. 1509—April Term, 1939---- 7,500.00

Passed July 18, 1939.

Approved July 19, 1939.

Resolution Book 9, Page 374.

No. 89

Whereas, John D. S. Truxall, Attorney for the heirs of John Makarri, deceased, has offered the sum of \$800.00, plus payment of record costs, in full

satisfaction of the municipal lien for paving entered by the Borough of St. Clair against John Makarri at No. 2187 October Term, 1914; Therefore, be it

Resolved, That the City Solicitor is hereby authorized to accept the sum of \$800.00, plus payment of the record costs, in full satisfaction of the municipal liens against John Makarri filed at No. 2187 October Term, 1914, and satisfy the record as to same.

Passed July 18, 1939.

Approved July 19, 1939.

Resolution Book 9, Page 374.

No. 90

Resolved, That the City Controller shall be and he is hereby authorized and directed to make the following transfer in the Department of Public Safety:

From Code Account No.:

1494-D—Materials, Bureau of Traffic Planning -----\$21.40

To Code Account No.:

1491-B—Boy Scout Traffic Count--\$21.40

Passed July 18, 1939.

Approved July 21, 1939.

Resolution Book 9, Page 374.

No. 91

Whereas, Clarence C. Cooper, a motorcycle patrolman in the Bureau of Police, Department of Public Safety of the City of Pittsburgh, was injured in the course of his employment on December 9, 1938, and as the result of said injury was incapacitated from December 9, 1938, until February 1, 1939, a period of 7-5/7 weeks; and,

Whereas, The City of Pittsburgh paid to said Clarence C. Cooper by way of compensation the sum of \$255.49, and paid on his behalf medical and hospital expenses in the sum of \$157.40, making a total of \$412.89, for which amount the City of Pittsburgh is subrogated to the rights of said Clarence C. Cooper against the parties responsible for the accident; and,

Whereas, The Amsterdam Casualty Company, insurance carrier for one of the parties involved in said accident, has offered the City of Pittsburgh the sum of \$312.89 in settlement of its subrogation claim; Therefore, Be It

Resolved, That the City of Pittsburgh accept the said sum of \$312.89 in full settlement of its claim of \$412.89, and the Mayor be and he is hereby empowered and directed to execute all releases and other documents necessary to effect this settlement.

Passed July 18, 1939.

Approved July 21, 1939.

Resolution Book 9, Page 374.

No. 92

Whereas, All terms, conditions and requirements embodied in Unit No. 6 of General Contract No. 1, Leech Farm Tuberculosis Hospital, Docket No. Pa. 2154-F, and supplemental change orders, have been fully complied with and properly executed, and

Whereas, All work has been fully completed to satisfaction and accepted by the Department of Health, P. W. A. Inspector, and Inspector for Department of Lands and Buildings, and

Whereas, A requirement of P. W. A. makes it necessary that the work be accepted by City Council before final acceptance by P. W. A.; Now, therefore, be it

Resolved, That City Council hereby accepts the work as fully completed for Unit No. 6, General Contract, No. 1, Docket Pa. 2154-F, in accordance with approved plans, specifications and change orders as of June 12, 1939.

Passed July 18, 1939.

Approved July 21, 1939.

Resolution Book 9, Page 375.

No. 93

Whereas, The Pittsburgh Hotels Incorporated received from the Bureau of Building Inspection on May 3, 1939, electrical registration certificate No. 646,

having paid therefor the sum of Fifty (\$50.00) Dollars, and

Whereas, No work has been done by the Pittsburgh Hotels Incorporated under the said certificate; Therefore, be it

Resolved, That the Bureau of Building Inspection be and it is hereby authorized to cancel the said certificate, and that the Mayor be and he is hereby authorized to issue and the City Controller to countersign a warrant in favor of the Pittsburgh Hotels Incorporated in the sum of Fifty (\$50.00) Dollars, refunding electrical registration certificate fee as aforesaid, and charge same to Code Account No. 42, Contingent Fund.

Passed July 18, 1939, by a two-thirds vote.

Approved July 21, 1939.

Resolution Book 9, Page 375.

No. 94

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of George N. Kramer, Shady and Tilbury avenues, 14th Ward, Pittsburgh, Pa., in the sum of \$125.00 in full settlement of all damage, direct and consequential, arising through the widening of Shady avenue, in the 14th Ward of the City of Pittsburgh, at the first angle south of Phillips avenue, through the improvement authorized by Ordinance No. 413, approved October 25, 1937; and charge same to Code Account No. 42, Contingent Fund.

Passed July 18, 1939, by a two-thirds vote.

Approved July 21, 1939.

Resolution Book 9, Page 376.

No. 95

Whereas, Mrs. Myrtle Krepps was duly appointed Guardian for the Estate of Thomas Seymour Krepps, a former patient at the City Home and Hospitals, Mayview, Pa., and

Whereas, The said Guardian paid to

the Department of Public Welfare, City of Pittsburgh, \$246.57 on account of the maintenance of the said Thomas Seymour Krepps at Mayview, and

Whereas, Upon investigation it has been discovered that \$246.57 is \$36.43 in excess of the correct amount or \$209.84 for maintenance of the said Thomas Seymour Krepps at Mayview; Now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign warrant in favor of the said Myrtle Krepps, Guardian for the Estate of Thomas Seymour Krepps, in the sum of \$36.73 to reimburse said Guardian for payments erroneously made to the Department of Public Welfare of the City of Pittsburgh on account of the maintenance of the said Thomas Seymour Krepps at Mayview, and charge the same to Code Account No. 42, Contingent Fund.

Passed July 18, 1939, by a two-thirds vote.

Approved July 21, 1939.

Resolution Book 9, Page 376.

No. 96

Whereas, Under date of October 27, 1931, there were deposited with the Colonial Trust Company, as Custodian, certain notes, both promissory and judgment, and other collateral, as security for the account of the City of Pittsburgh with the Pennsylvania Trust Company, now in liquidation, by the Secretary of Banking of the Commonwealth of Pennsylvania, Receiver; and

Whereas, On October 4, 1938, the City of Pittsburgh, by Order of the Court of Common Pleas of Allegheny County, at No. 3721 January Term, 1934, acquired the absolute ownership and possession of the unconverted pledged securities deposited under Agreement with the Colonial Trust Company as Trustee; and

Whereas, One such security is the collateral note of the Blum Furniture Company, dated May 17, 1933, endorsed by Nathan Wedner and Louis Blum, in the sum of \$1,929.29, with accrued interest

thereon at 6% per annum from April 29, 1935, secured by the pledge of various furniture leases as collateral; and,

Whereas, A suit in assumpsit was filed by the City of Pittsburgh versus Nathan Wedner, at No. 1936 April Term, 1939, in the Prothonotary's Office of the Court of Common Pleas of Allegheny County, to which the debtor filed an affidavit of defense that he had received notice of the default of the maker in payment of said note, and raising questions of law; and

Whereas, Nathan Wedner and Louis Blum have submitted, through their counsel, M. D. Wedner, Esq., an offer of \$200.00, in full settlement of said note and the satisfaction of the suit entered at No. 1936 April Term, 1939, stating that they are not legally liable and do not feel morally responsible for the payment of the note; Now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to accept the sum of \$200.00, in full settlement of the collateral note of the Blum Furniture Company, endorsed by Nathan Wedner and Louis Blum, dated May 17, 1933, in the sum of \$1,929.29, with accrued interest from April 29, 1935, and upon receipt of the \$200.00, the City Controller be and he is hereby authorized to satisfy and discontinue the suit entered at No. 1936 April Term, 1939, to deliver said note to M. D. Wedner, Esq., counsel for the debtors, and he shall hereby be relieved from further accounting for said note.

Passed July 18, 1939.

Approved July 21, 1939.

Resolution Book 9, Page 377.

No. 97

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1,155.00 from Code Account No. 1443 A-1, Salaries, Regular Employees, Bureau of Police, to Code Account No. 1401 A-1, Salaries, Regular Employees, General Office, Department of Public Safety, and the sum of \$5,500.00 from Code Account No. 1443, Salaries, Regular Employees, Bureau of Police, to Code Account No. 1884, Wages,

Temporary Employees, Shade Tree Division, Bureau of Parks.

Passed August 10, 1939.

Approved August 11, 1939.

Resolution Book 9, Page 377.

No. 98

Resolved, That the Director of the Department of Public Health be and he is hereby authorized and directed to execute on behalf of the City of Pittsburgh, all Change Orders required on Federal Emergency Administration grants on additions and alterations at Leech Farm, Docket No. 2154-F, and new Municipal Hospital, Docket No. 2218-F, as long as they are within the scope of the contract, and when forwarding Change Orders within the contract to the Federal Emergency Administration of Public Works to attach a copy of the resolution giving this authority, and only to present change orders to Council wherein the amount or amounts may exceed the amount of the awarded contract.

Passed August 10, 1939.

Approved August 14, 1939.

Resolution Book 9, Page 378.

No. 99

Resolved, That the Director of Public Health be and he is hereby authorized on behalf of the City of Pittsburgh to issue Extra Work Orders for foundation work on the New Municipal Hospital, Docket Pa. 2218-F, and to extend the present contractor's time sixty calendar days, from August 1, 1939; to waive Liability clause and notify the Federal Emergency Administrator of Public Works.

Passed August 10, 1939.

Approved August 14, 1939.

Resolution Book 9, Page 378.

No. 100

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$400.00 from Code Account No. 1080, Salaries, Regular Employees, to Code Account No. 1083, Miscellaneous Services, Department of City Treasurer.

Passed August 10, 1939.

Approved August 14, 1939.

Resolution Book 9, Page 378.

No. 101

Whereas, The Supplies Account in the Department of Law is not sufficient for the balance of the year 1939; and,

Whereas, It is necessary that certain supplies be purchased; Now, therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer from Code Account No. 1080, Preparing and Prosecuting Litigation against Public Service Companies, to Code Account No. 1078, Supplies, the sum of \$2,000.00.

Passed August 10, 1939.

Approved August 14, 1939.

Resolution Book 9, Page 379.

No. 102

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$500.00 from Code Account No. 1634, Miscellaneous Services, Repairing Highways, to Code Account No. 1610, Miscellaneous Services, Division Offices, both within the Bureau of Highways & Sewers, D. P. W.

Passed August 10, 1939.

Approved August 14, 1939.

Resolution Book 9, Page 379.

No. 103

Whereas, It is necessary to replenish Code Account No. 1904, Supplies, Grounds and Buildings Division, Bureau of Recreation, Department of Public Works, to meet the requirements for the balance of the year of 1939; Now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Eight Hundred (\$800.00) Dollars from Code Account No. 1905, Materials, Grounds and Buildings Division, Bureau of Recreation, Department of Public Works, to Code Account No. 1904, Supplies, Grounds and Buildings Division, in the same Bureau.

Passed August 10, 1939.

Approved August 14, 1939.

Resolution Book 9, Page 379.

No. 104

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1,500.00 from Code Account No. 1446, Wages, Temporary Employees, Bureau of Police, to Code Account No. 1018, Supplies, Office of the Mayor.

Passed August 10, 1939.

Approved August 14, 1939.

Resolution Book 9, Page 380.

No. 105

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sums in the respective amounts and code accounts as listed below:

From Code Account No. 1443, Salaries, Regular Employees, Bureau of Police, to Code Account No. 1890, Wages, Painting and Repairs, Bureau of Parks, \$3,000.00.

Passed August 10, 1939.

Approved August 14, 1939.

Resolution Book 9, Page 380.

No. 106

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of \$516.80 from Code Account No. 1325, Salaries, Regular Employees, to Code Account No. 1326, Wages, Regular Employees, City Home and Hospitals.

Passed August 10, 1939.

Approved August 14, 1939.

Resolution Book 9, Page 380.

No. 107

Resolved, That the City Solicitor be and he is hereby authorized and directed to satisfy of record the lien filed against S. Cohen, at M. L. D. No. 137 April Term, 1926, for the construction of a sidewalk on Windsor street, on the payment of Four and 32/100 Dollars (\$4.32), face of the claim and Fifteen and 68/100 Dollars (\$15.68), part of the costs; balance of the cost to be charged to the City of Pittsburgh.

Passed August 10, 1939.

Approved August 14, 1939.

Resolution Book 9, Page 380.

No. 108

Whereas, The City of Pittsburgh procures many offers of gifts of animals to be placed in the Highland Park Zoo; and,

Whereas, Surplus animals accumulate in the Zoo which can be traded in for new animals which would be considered desirable additions to the Zoo; and

Whereas, Certain of the gifts in trade are dependent upon immediate acceptance or rejection, making time an element in such transactions; and,

Whereas, The acceptance of all gifts and trades are made after consultation with the Pittsburgh Zoological Society, and are entered into only where they will result in the improvement of the Zoo collection; Now, therefore, be it

Resolved, That the Director of the

Department of Public Works be and he is hereby authorized and directed to accept gifts of animals for the Highland Park Zoo and to trade in other animals owned by the City of Pittsburgh in exchange for new animals or as part consideration for gifts, where in the discretion of the Director an acceptance of such gifts and trades will inure to the betterment of the Zoo collection; provided, however, that such transactions shall not increase the cost of supplies for the Zoo more than 10% for any year.

Passed August 10, 1939.

Approved August 14, 1939.

Resolution Book 9, Page 381.

No. 109

Whereas, Under date of October 27, 1931, there were deposited with the Colonial Trust Company, as Custodian, certain notes, both promissory and judgment, and other collateral, as security for the account of the City of Pittsburgh with the Pennsylvania Trust Company, now in liquidation by the Secretary of Banking of the Commonwealth of Pennsylvania, Receiver; and,

Whereas, On October 4, 1938, the City of Pittsburgh, by order of the Court of Common Pleas of Allegheny County, at No. 3721 January Term, 1934 acquired the absolute ownership and possession of the unconverted pledged securities deposited under Agreement with the Colonial Trust Company as Trustee; and,

Whereas, One such security is the unsecured judgment note of Dr. Martin Snyderman, dated October 27, 1931, in the sum of \$623.25, with interest accrued thereon at the rate of 6% per annum from January 31, 1933, entered of record in the Prothonotary's office of Allegheny County at D. S. B. No. 549 January Term, 1938; and,

Where as, Dr. Snyderman wishes to compromise and settle his note, and has submitted an offer of \$100.00 in full settlement of the debt, including accrued interest, also the satisfaction of the judgment of record; and,

Whereas, The debtor has presented a sworn statement of his Assets and Li-

abilities, setting forth an insolvent financial condition; Now, Therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to accept the sum of \$100.00 in full settlement of the unsecured judgment note of Dr. Martin Snyderman, dated October 27, 1931, in the sum of \$623.25, and accrued interest from January 31, 1933, and upon receipt of the \$100.00 the City Controller be and he is hereby authorized and directed to satisfy the judgment of record entered at D. S. B. No. 549 January Term, 1938, and he shall hereby be relieved from further accounting for said note.

Passed August 10, 1939.

Approved August 14, 1939.

Resolution Book 9, Page 381.

No. 110

Resolved, That the offer of the United States of America to the City of Pittsburgh, State of Pennsylvania, to aid by way of grant in financing the construction of additions and alterations to Leech Farm Tuberculosis Sanatorium, all identified as PWA Docket No. Pa.-2154-F, amounting to \$339,467.00 as 45% of \$754,371.00, the revised cost of the project, according to amended application filed with PWA under date of June 6, 1939, as authorized by Council, be and the same is hereby accepted.

Passed August 15, 1939.

Approved August 16, 1939.

Resolution Book 9, Page 382.

No. 111

Resolved, That the Mayor or Director of the Department of Public Works be and they are hereby authorized and directed to forward telegraphic communication to the Associate Regional Director, Mr. G. Douglas Andrews, at Harrisburgh, advising of the intention of the City of Pittsburgh to promptly accept the Offer of the United States of America, dated August 24, 1939, designated as

PW 91406-15 and applying to Docket No. Pa. 1633-F.

Passed August 28, 1939. Read and adopted.

Approved August 29, 1939.

Resolution Book 9, Page 382.

No. 112

Whereas, The 73rd Annual Encampment of the Grand Army of the Republic will take place in the City of Pittsburgh during the week of August 27, 1939 and

Whereas The National Women's Relief Corps an auxiliary to the Grand Army of the Republic is desirous of presenting to the City of Pittsburgh a bronze tablet containing a bust in relief of Abraham Lincoln and a copy of the Gettysburg Address and

Whereas The Art Commission of the City of Pittsburgh has approved a location for the said tablet in the Loggia of the Grant Street entrance to the City-County Building; Now, therefore, be it

Resolved, That the Mayor and the Department of Lands and Buildings be authorized to erect or install said tablet in the aforesaid designated position.

Passed August 28, 1939. Read and adopted.

Approved August 29, 1939.

Resolution Book 9, Page 382.

No. 113

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sums listed below, all within the code accounts of the Bureau of Parks, Department of Public Works.

From Code Account Nos.

1798—Salaries, General Office...	\$ 242.00
1801—Materials	800.00
1803—Equipment	1,000.00
1807—Wages, Park Patrolmen...	380.00
1821—Salaries, Schenley Conservatory	1,284.00

1829—Salaries, North Side Conservatory	1,760.00
1831—Wages North Side Conservatory	150.00
1848—Wages, Highland Park.....	200.00
1859—Salaries, Highland Park Zoo	200.00
1861—Wages, Highland Park Zoo	700.00
1869—Wages, Riverview Park.....	850.00
1880—Wages, West Park.....	800.00

Total\$8,366.00

To Code Account Nos.

1799—Miscellaneous Services ...\$	50.00
1800—Supplies	2,418.00
1806—Wages, Schenley Park.....	3,175.00
1823—Wages, Schenley Conservatory	700.00
1839—Wages, Small Parks.....	2,023.00

Total\$8,366.00

Passed August 31, 1939.

Approved September 1, 1939.

Resolution Book 9, Page 383.

No. 114

Resolved, That the City Controller be and he is hereby authorized and directed to transfer \$1,900.00 from Code Account No. 1001, Salaries, Regular Employees, Council and City Clerk, to the following code accounts in the office of the City Clerk:

Code Account No.

1002—Salaries, Reg. Employees...\$	100.00
1003—Miscellaneous Services ...	300.00
1005—Supplies	1,500.00

Passed August 31, 1939.

Approved September 1, 1939.

Resolution Book 9, Page 383.

No. 115

Resolved, That the City Controller be and he is hereby authorized and directed to transfer sums listed below, all within the code accounts of the Bureau of Recreation, Department of Public Works.

From Code Account Nos.	
1898—Repairs, Office	\$ 25.00
1899—Equipment, Office	175.00
1902—Miscellaneous Services, Grounds & Buildings.....	2,000.00
1907—Equipment, Grds. & Bldgs.	500.00
1909—Wages, Temp. Emp., Wom- en & Children.....	200.00
1911—Supplies, Women & Chil- dren	700.00
1912—Materials, Women & Chil- dren	3.84
1913—Equipment, Women & Chil- dren	440.73
1915—Wages, Temp. Emp., Men and Boys	400.00
1916—Miscellaneous Services, Men and Boys.....	25.00
1919—Equipment, Men and Boys	100.00
1929—Wages, Temp. Emp., S. Murray S. P. & B. H.....	318.00
1936—Wages, Temp. Emp., Car- negie L. S. P.....	1,000.00
1937—Miscellaneous Services, Carnegie Lk.	25.00
1939—Materials, Carnegie L.S.P.	50.00
1941—Equipment, Carnegie L.S. P.	900.00

Total\$6,862.57

To Code Account Nos.	
1901—Wages, Temp. Emp., Grds. & Bldgs.	\$6,737.57
1917—Toys, Games, Ath. Sup- plies, Men & Boys.....	125.00

Total\$6,862.57

Passed August 31, 1939.

Approved September 1, 1939.

Resolution Book 9, Page 384.

No. 116

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the following sums, amounting in the aggregate, to \$6,900.00, from and to certain code accounts within the Bureau of Highways & Sewers and Division of Garage and Repair Shop, D. P. W.

From Code Account Nos.	
1629 —Equipment, Cleaning Highways, Bu. of H. & S.	\$3,000.00

1635-1—Equipment, Repairing Highways, Bu. of H. & S.	1,200.00
1659 —Material, Asphalt Plant.	1,200.00
1661 —Equipment, Asphalt Plant	1,500.00
	\$6,900.00

To Code Account Nos.

1515 —Materials, Div. Garage & Repair Shop	\$4,500.00
1516 —Repairs, Div. Garage & Repair Shop	1,000.00
1615 —Supplies, Stables & Yards, Bu. of H. & S....	500.00
1617 —Repairs, Stables & Yards, Bu. of H. & S....	200.00
1652 —Wages, Vacation, Bu. of H. & S.....	700.00
	\$6,900.00

Passed August 31, 1939.

Approved September 1, 1939.

Resolution Book 9, Page 384.

No. 117

Resolved, That the City Controller be and he is hereby authorized to make transfers within the code accounts of the Bureau of Water, Department of Public Works, as follows:

From Code Account Nos.

	Amount
1768—Fuel, Coal, Mechanical Division	\$2,000.00
1770—Electric Current, Mechan- ical Division	2,500.00

Total\$4,500.00

To Code Account No.

1752—Materials, Filtration Di- vision	\$4,500.00
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Passed August 31, 1939.

Approved September 1, 1939.

Resolution Book 9, Page 384.

No. 118

Whereas, Colman Industrial Home for Colored Boys has unpaid water rents for the years 1927 to 1939 inclusive in

the amount of \$3,010.11, on which penalty, interest and costs amount to \$1,501.11; and

Whereas, Colman Industrial Home for Colored Boys is now ready to pay the said water rents providing the penalty, interest and costs are exonerated; Now, therefore, be it

Resolved, That the City Treasurer and Collector of Delinquent Taxes be and he is hereby authorized and directed to accept water rents for the years 1927 to 1939 from Colman Industrial Home for Colored Boys, thereby relieving penalty, interest and costs, and where said rents have been liened, the liens are to be satisfied and the costs charged to the City of Pittsburgh.

Passed August 31, 1939.

Approved September 1, 1939.

Resolution Book 9, Page 385.

No. 119

Resolved, That the City Solicitor be, and he is hereby authorized to accept payment of verdict, interest and costs in the case of the City of Pittsburgh against Antonio Territo, at No. 3600 July Term, 1936; and he is hereby further authorized and directed to execute, in proper form, an Assignment of all right, title and interest of the City of Pittsburgh in the above verdict to Concetta Territo.

Passed August 31, 1939.

Approved September 1, 1939.

Resolution Book 9, Page 385.

No. 120

Whereas, Terrence B. McKnight, a patrolman employed in the Bureau of Police, Department of Public Safety, has rendered long and faithful service to the City of Pittsburgh; and

Whereas, Said Terrence B. McKnight is ill and in need of immediate medical treatment and hospitalization; and

Whereas, In order to secure the aforesaid medical treatment and hospitalization, it is necessary that the said Ter-

ence B. McKnight be granted a furlough from duty; Now, therefore, be it

Resolved, That the Director of the Department of Public Safety be and he is hereby authorized and directed to grant a leave of absence, with pay, to Terence B. McKnight, patrolman in the Bureau of Police, for a period of four months.

Passed August 31, 1939.

Approved September 1, 1939.

Resolution Book 9, Page 385.

No. 121

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Disabled American Veterans of the World War, Col. Charles Young Chapter No. 69, in the sum of \$59.25, for expenses incurred in connection with Memorial Day Services in 1939, and charge same to Code Account No. 42, Contingent Fund.

Passed August 31, 1939, by a two-thirds vote.

Approved September 1, 1939.

Resolution Book 9, Page 386.

No. 122

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Ferdinand Meyers, Jr., Emma K. Meyers, his wife, and General Exchange Insurance Company, Baum boulevard at Craig street, Pittsburgh, Pa., in the sum of \$124.00 in full settlement of their claim for automobile damage sustained March 31, 1939, at Kathleen street and Bailey avenue, Pittsburgh, Pa.; and charge same to Code Account No. 42, Contingent Fund.

Passed August 31, 1939, by a two-thirds vote.

Approved September 1, 1939.

Resolution Book 9, Page 386.

No. 123

Whereas, The City of Pittsburgh at Sheriff's Sale for City taxes acquired title by Sheriff's Deed dated September 12, 1925, and recorded in the Recorder's Office in Deed Book Vol. 2201, page 89, to the property formerly of Alfred R. Nebb, located on Saline street formerly Forward avenue between Boundary and Anthony streets, 15th Ward, City of Pittsburgh, Allegheny County, and described in said Sheriff's Deed; and,

Whereas, More than one year has elapsed since the City acquired such title and under the Act of May 21, 1937, P. L. 787, the City may sell such real estate at private sale and accept any sum less than the amount of taxes, penalties and interest due, subject to the approval, upon petition, of the Court of Common Pleas, and subject also to the claims of other taxing authorities in proportion to their tax claims; and,

Whereas, Nick Batyko and Julia Batyko, his wife, of 410 Saline street, City of Pittsburgh, have offered the sum of \$240.00 for the purchase of Lot No. 125 under and subject to the terms of the aforesaid Act of Assembly; Therefore, be it

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of the aforesaid real estate in accordance with the aforesaid offer and Act of Assembly; and upon approval by the Court, the Mayor is hereby authorized and directed to execute and deliver a deed for said real estate.

Passed August 31, 1939.

Approved September 1, 1939.

Resolution Book 9, Page 387.

No. 124

Whereas, The City of Pittsburgh at Sheriff's Sale for city taxes acquired title by Sheriff's Deed dated April 20, 1915, and recorded in the Recorder's Office in Deed Book Vol. 1857, page 6, to the property formerly of Thomas Curran "HRS," described in said Sheriff's Deed as follows:

All that lot or piece of ground in the 19th Ward, City of Pittsburgh, bounded and described as follows, to wit:

"Beginning on the W. Side of Kenberma avenue (now Kiralfi street) at a point of 302.86 feet N. E. of Lowergan avenue; thence along Kenberma avenue (Kiralfi street) N. 30 feet to corner of Clarence W. Curran lot; thence along Clarence W. Curran line W. 117.66 feet to property of First German Evangelical-Protestant Cemetery; thence along First German Evangelical-Protestant Cemetery line S. 16 ft. to Clarence W. Curran lot; thence along Clarence W. Curran line; E. 120.61 feet Kenberma avenue (Kiralfi street) at the place of beginning."

Whereas, More than one year has elapsed since the City acquired such title and under the Act of May 21, 1937, P. L. 787, the City may sell such real estate at private sale and accept any sum less than the amount of taxes, penalties and interest due, subject to the approval, upon petition, of the Court of Common Pleas, and subject also to the claims of other taxing authorities in proportion to their tax claims; and,

Whereas, Herbert J. Sill and Anna B. Sill, his wife, have offered the sum of \$75.00 for the purchase of said real estate under and subject to the terms of the aforesaid Act of Assembly; Therefore, be it

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of the aforesaid real estate in accordance with the aforesaid offer and Act of Assembly; and upon approval by the Court, the Mayor is hereby authorized and directed to execute and deliver a deed for said real estate.

Passed August 31, 1939.

Approved September 1, 1939.

Resolution Book 9, Page 387.

No. 125

Whereas, The City of Pittsburgh at Sheriff's Sale for city taxes acquired title by Sheriff's Deed dated July 21, 1900, and recorded in the Recorder's Office in Deed Book Vol. 14, page 1, and also in Common Pleas Court Deed Record Vol.

16, to the property formerly of C. W. Hollingsworth and described in said Sheriff's Deed as follows:

"All that certain lot or piece of ground situate in the Eighteenth Ward (formerly 30th Ward) of the City of Pittsburgh, being a lot twenty by one hundred feet more or less on Brownsville avenue, part of Lot No. 48."

Whereas, More than one year has elapsed since the City acquired such title and under the Act of May 21, 1937, P. L. 787, the City may sell such real estate at private sale and accept any sum less than the amount of taxes, penalties and interest due, subject to the approval, upon petition, of the Court of Common Pleas, and subject also to the claims of other taxing authorities in proportion to their tax claims; and,

Whereas, The Church of the Living God, an unincorporated body by its trustees, Robert Felder, Alverta Duncan and Amanda Harris, offer the sum of \$100.00 for the purchase of the said real estate under and subject to the terms of the aforesaid Act of Assembly; Therefore, be it

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of the aforesaid real estate in accordance with the aforesaid offer and Act of Assembly; and upon approval by the Court, the Mayor is hereby authorized and directed to execute and deliver a deed for said real estate.

Passed August 31, 1939.

Approved September 1, 1939.

Resolution Book 9, Page 388.

No. 126

Whereas, The City of Pittsburgh at Sheriff's Sale for city taxes acquired title by Sheriff's Deed dated May 4, 1935, and recorded in the Recorder's Office in Deed Book Vol. 2548, page 141, to the property formerly of Jacob K. Dravo, located on Maginn street between Catherine and Twain streets, 26th Ward, City of Pittsburgh, Allegheny County, Lot Nos. 23 and 24, and described in said Sheriff's Deed; and,

Whereas, More than one year has elapsed since the City acquired such title

and under the Act of May 21, 1937, P. L. 787, the City may sell such real estate at private sale and accept any sum less than the amount of taxes, penalties and interest due, subject to the approval, upon petition, of the Court of Common Pleas, and subject also to the claims of other taxing authorities in proportion to their tax claims; and,

Whereas, John C. Ackerman, who is the owner of Lot No. 25 adjoining the above mentioned property, and Louisa Ackerman, his wife, of 845 Maginn street, 26th Ward, City of Pittsburgh, have offered the sum of \$500.00 for the purchase of said real estate under and subject to the terms of the aforesaid Act of Assembly; Therefore, be it

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of the aforesaid real estate in accordance with the aforesaid offer and Act of Assembly; and upon approval by the Court, the Mayor is hereby authorized and directed to execute and deliver a deed for said real estate.

Passed August 31, 1939.

Approved September 1, 1939.

Resolution Book 9, Page 388.

No. 127

Whereas, the United States of America offers additional funds to aid in financing the construction of additions, etc., to Leech Farm Sanatorium, identified as Docket No. Pa. 2154-F, copy of which offers reads as follows:

P. W. 91516-1.

FEDERAL WORKS AGENCY
PUBLIC WORKS ADMINISTRATION

Washington, D. C.

Dated: Aug. 25, 1939.

Docket No. Pa. 2154-F.

City of Pittsburgh,
Pittsburgh, Allegheny County,
Pennsylvania.

The United States of America hereby offers to amend the contract created by the acceptance by the City of Pittsburgh, Allegheny County, Pennsylvania, on November 23, 1938, of the Offer made by the United States of America and dated November 4, 1938, (1) by striking out, in Lines 3, 4, and 5 of Paragraph

1 of said Offer, the words, "hospital buildings and alterations and additions to existing hospital buildings, including necessary equipment, reconstruction of utilities and improvements to grounds" and inserting in lieu thereof the words "two new hospital buildings, alterations and five additions to an existing hospital building, and an addition and alterations to another hospital building, including necessary equipment, improvement of site, moving four existing cottages, and reconstruction of utility systems"; (2) by striking out, in Line 10 of said Paragraph 1, the figures "\$286,285" and inserting in lieu thereof the figures "\$339,467"; and (3) by striking out Paragraph 2 of said Offer and inserting in lieu thereof a paragraph to read as follows: "2. By acceptance of this Offer the Applicant covenants to complete the Project with all practicable dispatch, and in any event by June 27, 1940."

UNITED STATES OF AMERICA
Federal Works Administrator.
(Sgd.) E. W. CLARK,

By _____
Acting Commissioner of
Public Works.

Therefore, be it

Resolved, That the foregoing offer be and the same is hereby accepted.

Passed September 11, 1939. Read and adopted.

Approved September 12, 1939.

Resolution Book 9, Page 389.

No. 128

Resolved, That the Mayor or Director of the Department of Public Works be and they are hereby authorized and directed to forward telegraphic communication to the Regional Director, M. E. Gilmore, at New York, advising of the intention of the City of Pittsburgh to promptly accept the Offer of the United States of America, dated September 15, 1939, designated as PW 91802-6 and applying to Docket No. Pa. 1612-F.

Passed September 18, 1939. Read and adopted.

Approved September 22, 1939.

Resolution Book 9, Page 390.

No. 129

Whereas, The sum of \$3,159.95 is a conservative estimate of money required for the balance of the year over the 1939 budget allowance, Therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the following from Special and Trust Fund Stores

To Code Account Nos.

1128—Miscellaneous Services	-----\$1,254.50
1129—Supplies	----- 974.05
1131—Repairs	----- 92.75
1132—Equipment	----- 838.65

Passed September 18, 1939.

Approved September 22, 1939.

Resolution Book 9, Page 390.

No. 130

Whereas, F. N. Kronz, etux, offers the City of Pittsburgh the sum of \$1,500.00 for Lot Nos. 155, 156, 157 located at the corner of Chartiers avenue and Danley street in the 20th Ward, City of Pittsburgh, bounded and described as follows:

Beginning at the intersection of the north line of Danley street and the east line of Chartiers avenue, as widened by Ordinance No. 141, approved May 7, 1932; thence along the said east line of Chartiers avenue, North 18° 50' 25" West, 76.53 feet to the north line of Lot No. 157 in the Edward McGinnis Plan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book Volume 5, pages 253 to 255, inclusive; thence along the said north line of Lot No. 157, North 59° 40' East, 85.97 feet; thence along the east line of Lots Nos. 157, 156 and 155 in said plan, South 15° 34' East, 77.55 feet to the said north line of Danley street; thence along the said north line of Danley street, South 59° 40' West, 81.46 feet, to the place of beginning."

Whereas, The Deed is to contain the following easements:

"The City of Pittsburgh reserves the

right to continue, maintain and use all existing sewers on the above described property, and specifically reserves the right to enter upon that portion of the property hereafter described at any and all times for the said purposes, and for the further purpose of constructing any sewers when required. The purchaser of this property, his successors and assigns, agrees by the acceptance of this deed not to erect any building over the said sewers, and to keep the ground over them free at all times of any obstructions that would in any way interfere with the inspection, use, reconstruction or maintenance of said sewers. The property reserved for sewer purposes is described as follows:

"Beginning at the intersection of the north line of Danley street with the east line of Lot No. 155 in the Edward McGinnis Plan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book Volume 5, pages 253 to 255, inclusive; thence along said north line of Danley street, South 59° 40' West, 34.46 feet; thence North 18° 50' 25" West, 51.02 feet to the line dividing Lots Nos. 156 and 157 in said plan; thence North 4° 0' 30" East, 30.28 feet to the north line of Lot No. 157 in said plan; thence along the north line of Lot No. 157, North 59° 40' East, 26.97 feet to the east line of Lot No. 157; thence along the east line of Lots Nos. 157, 156 and 155 in said plan, South 15° 34' East, 77.55 feet to the place of beginning."

Whereas, Mr. F. Kronz, etux, has delivered a certified check in the sum of \$150.00, being ten (10%) per cent of his offer, to the Department of Lands and Buildings; Now, therefore, be it

Resolved, That the Mayor is hereby authorized and directed to execute and deliver a deed for the aforementioned property to F. N. Kronz, etux, for the sum of \$1,500.00, and, be it further

Resolved that the purchase money shall be paid within sixty (60) days from the date hereof, or all previous payments on said property shall be forfeited, and this arrangement or agreement to sell shall be declared null and void.

Passed September 18, 1939.

Approved September 22, 1939.

Resolution Book 9, Page 390.

No. 131

Whereas, The Supplies Account in the Department of Public Welfare is not sufficient for the balance of the year; and

Whereas, It is necessary that certain supplies be purchased; Therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of \$150.00 from Code Account 1332, Supplies, to Code Account 1353, Supplies, Mayview Coal Mine.

Passed September 18, 1939.

Approved September 22, 1939.

Resolution Book 9, Page 391.

No. 132

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sums listed below, all within the Code Accounts of the Department of Public Works:

From Code Accounts

Filtration Division, Bureau of Water	
No. 1743—Wages, Regular Laborers, January to March-----	\$ 35.08
No. 1744—Wages, Regular Laborers, April to June-----	38.00
No. 1747—Wages, Temp. Laborers, January to March-----	18.13
Mechanical Division, Bureau of Water	
No. 1755—Salaries, Regular Employees -----	748.28
No. 1757—Wages, Regular Laborers, January to March-----	430.71
No. 1762—Wages, Temp. Laborers, January to March-----	226.89
No. 1763—Wages, Temp. Laborers, April to June-----	8.76
Distribution Division, Bureau of Water	
No. 1778—Wages, Temp. Laborers, January to March-----	104.54
No. 1779—Wages, Temp. Laborers, April to June-----	489.61

Total ----- \$2,100.00

To Code Account

Division of Garage & Repair Shop	
No. 1515—Materials -----	\$2,100.00

Passed September 18, 1939.

Approved September 22, 1939.

Resolution Book 9, Page 392.

No. 133

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$5,500.00 from Code Account No. 1443, Bureau of Police, Salaries, Reg. Employees, as follows:

\$1,500.00 to Code Acct. 1018, Supplies, Mayor's Office.
\$4,000.00 to Code Acct. 1061, Salaries, Temp., Treasurer's Office.

Passed September 18, 1939.

Approved September 22, 1939.

Resolution Book 9, Page 392.

No. 134

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sums listed below, within the code accounts of the Bureau of Deed Registry, Department of Public Works.

From Code Account No.
1602—Equipment ----- \$50.00
To Code Account No.
1600—Supplies ----- \$50.00

Passed September 18, 1939.

Approved September 22, 1939.

Resolution Book 9 Page 393.

No. 135

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$5,000.00 from Code Account 1233, Repairs, Tuberculosis Hospital, to the following:

To Code Account Nos.
1219—Supplies, Div. of Trans.
Diseases ----- \$4,600.00
1224—Supplies, Div. of Bacteriology ----- 300.00
1227—Equipment, Div. of Bacteriology ----- 100.00

Passed September 18, 1939.

Approved September 22, 1939.

Resolution Book 9, Page 393.

No. 136

Whereas, Under date of October 27, 1931, there were deposited with the Colonial Trust Company, as Custodian, certain notes, both promissory and judgment, and other collateral, as security for the account of the City of Pittsburgh with the Pennsylvania Trust Company, now in liquidation by the Secretary of Banking of the Commonwealth of Pennsylvania, Receiver; and,

Whereas, On October 4, 1938, the City of Pittsburgh, by Order of the Court of Common Pleas of Allegheny County, at No. 3721 January Term, 1934 acquired the absolute ownership and possession of the unconverted pledged securities deposited under Agreement with the Colonial Trust Company as Trustee; and,

Whereas, One such security is the unsecured judgment note of James Wayne Brown, dated September 26, 1932, in the sum of \$2,852.18 with interest accrued thereon at the rate of 6% from November 25, 1932, entered of Record in the Prothonotary's Office of Allegheny County at D. S. B. No. 606 October Term, 1937; and,

Whereas, Mr. Brown wishes to compromise and settle his indebtedness, and has offered \$1,000.00, through his counsel, Charles A. Fagan, Jr., Esq., in full settlement of his note and accrued interest, also the satisfaction of the judgment of record; Now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to accept the sum of \$1,000.00, in full settlement of the unsecured judgment note of James Wayne Brown, dated September 26, 1932, in the sum of \$2,852.18, and accrued interest thereon from November 25, 1932, and upon receipt of the \$1,000.00 the City Controller be and he is hereby authorized and directed to satisfy the judgment of record entered at D. S. B. No. 606 October Term, 1937, and he shall hereby be relieved from further accounting for said note.

Passed September 18, 1939.

Approved September 22, 1939.

Resolution Book 9, Page 393.

No. 137

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of First Nurses Chapter No. 67, Disabled American Veterans of the World War, in the sum of \$135.00, for Armistice and Memorial Day expenses, and charge same to Code Account No. 42, Contingent Fund.

Passed September 18, 1939, by a two-thirds vote.

Approved September 22, 1939

Resolution Book 9, Page 394.

No 138

Resolved, That the City Controller be and he is hereby authorized and directed to transfer from Code Account No. 1085, Reorganization of Pittsburgh Railways Company and Pittsburgh Motor Coach Company, the following:

To Code Account Nos.

1074—Salaries	\$2,202.00
1079—Equipment	1,000.00

Passed September 25, 1939.

Approved September 26, 1939.

Resolution Book 9, Page 394.

No. 139

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1,000.00 from Code Account No. 1443 Salaries, Police, to Code Account No. 1060-B, Miscellaneous Services, Department of Collector of Delinquent Taxes.

Passed September 25, 1939.

Approved September 26, 1939.

Resolution Book 9, Page 394.

No. 140

Whereas, The City of Pittsburgh at

Sheriff's Sale for city taxes acquired title by Sheriff's Deed dated September 28, 1929, and recorded in the Recorder's Office in Deed Book Vol. 2377, page 430, to the property formerly of Annie Marcus and Harry Marcus, located on Estella street between Eureka and Ruxton streets, 18th Ward, City of Pittsburgh, Allegheny County, Lot No. 697, and described in said Sheriff's Deed; and,

Whereas, more than one year has elapsed since the City acquired such title and under the Act of May 21, 1937, P. L. 787, The City may sell such real estate at private sale and accept any sum less than the amount of taxes, penalties and interest due, subject to the approval, upon petition, of the Court of Common Pleas, and subject also to the claims of other taxing authorities in proportion to their tax claims; and,

Whereas, George J. Besslein and Barbara B. Spratt of 48 Estella street, 18th Ward, City of Pittsburgh, have offered the sum of \$400.00 for the purchase of said real estate under and subject to the terms of aforesaid Act of Assembly; Therefore, be it

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of the aforesaid real estate in accordance with the aforesaid offer and Act of Assembly; and upon approval by the Court, the Mayor is hereby authorized and directed to execute and delivery a deed for said real estate.

Passed September 25, 1939.

Approved September 26, 1939.

Resolution Book 9, Page 395.

No. 141

Whereas, The City of Pittsburgh at Sheriff's Sale for city taxes acquired title by Sheriff's Deed dated March 1, 1918, and recorded in the Recorder's Office in Deed Book Vol. 1777, page 40, to the property formerly of Jane A. Brown, located at Winders street (formerly Girard street) between Gladstone and End streets and described in said Sheriff's Deed; and,

Whereas, More than one year has

elapsed since the City acquired such title and under the Act of May 21, 1937, P. L. 787, The City may sell such real estate at private sale and accept any sum less than the amount of taxes, penalties and interest due, subject to the approval, upon petition, of the Court of Common Pleas, and subject also to the claims of other taxing authorities in proportion to their tax claims; and,

Whereas, George F. Miller and Unitay A. Miller of 332 Winders street, Pittsburgh, Pa., have offered the sum of \$100.00 for the purchase of the said real estate under and subject to the terms of the aforesaid Act of Assembly; Therefore, be it

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of the aforesaid real estate in accordance with the aforesaid offer and Act of Assembly; and upon approval by the Court, the Mayor is hereby authorized and directed to execute and deliver a deed for said real estate.

Passed September 25, 1939.
Approved September 26, 1939.
Resolution Book 9, Page 395.

No. 142

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the following sums amounting in the aggregate to \$1,250.00, from and to certain code accounts within the Bureau of Highways and Sewers, D. P. W.

From Code Account Nos.	
1629 —Equipment, Cleaning	
Highways	\$ 150.00
1635-1—Equipment, Repairing	
Highways	150.00
1642-1—Salaries, Temp. Emp.,	
Boardwalks and Steps--	950.00
Total	\$1,250.00

To Code Account Nos.	
1617 —Repairs, Stables and	
Yards	\$ 50.00
1618 —Equipment, Stables and	
Yards	200.00

1626 —Supplies, Cleaning	
Highways	1,000.00
Total	\$1,250.00

Passed October 2, 1939.
Approved October 4, 1939.
Resolution Book 9, Page 396.

No. 143

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sums listed below, all within the Code Accounts of the Bureau of Engineering, D. P. W.

From Code Account Nos.	
1537—Standards and Specifications	\$ 925.00
1538—Drillings and Test Holes	200.00
1579—Equipment, Bridge Repairs	200.00
1583—Materials, Bridge Repainting	1,000.00
Total	\$2,325.00

To Code Account Nos.	
1530—Miscellaneous Services	\$ 425.00
1531—Supplies	200.00
1536—Castings	500.00
1576—Supplies, Bridge Repairs	200.00
1580—Wages, Bridge Repainting	1,000.00
Total	\$2,325.00

Passed October 2, 1939.
Approved October 4, 1939.
Resolution Book 9, Page 396.

No. 144

Resolved, That the City Controller be and he is hereby authorized to make the following transfer within the code accounts of the Bureau of Water, Department of Public Works:

From Code Account No.		Amount
1768—Fuel, Coal, Mechanical		
Division		\$2,500.00

To Code Account No.
1750--Soda Ash and Chlorine,
Filtration Division -----\$2,500.00

Passed October 2, 1939.

Approved October 4, 1939.

Resolution Book 9, Page 396.

No. 145

Whereas, Walter J. Butler, an employe of the Department of City Controller is ill and has requested a leave of absence for a period of three months, and

Whereas, The said Walter J. Butler has requested that he be given full pay for the requested leave of absence, Now therefore be it

Resolved, That the City Controller be and he is hereby authorized to grant to Walter J. Butler, an employe of the Department of City Controller, a leave of absence for a period of three months from August 16, 1939, to November 16, 1939, and allow him full pay of \$209.16 per month.

Passed October 2, 1939.

Approved October 4, 1939.

Resolution Book 9, Page 397.

No. 146

Whereas, Under date of October 27, 1931, there were deposited with the Colonial Trust Company, as Custodian, certain notes, both promissory and judgment, and other collateral, as security for the account of the City of Pittsburgh with the Pennsylvania Trust Company, now in liquidation by the Secretary of Banking of the Commonwealth of Pennsylvania, Receiver; and,

Whereas, On October 4, 1938, the City of Pittsburgh, by Order of the Court of Common Pleas of Allegheny County, at No. 3721 January Term, 1934, acquired the absolute ownership and possession of the unconverted pledged securities deposited under Agreement with the Colonial Trust Company as Trustee; and,

Whereas, one such security is the

unsecured judgment note of Mrs. Jennie R. Silverman (widow of Alexander N.) dated October 5, 1933, in the sum of \$3,000.00 with interest accrued thereon from December 6, 1933, at 6%, entered of Record in the Prothonotary's Office of Allegheny County at D. S. B. No. 751 April Term, 1937; and,

Whereas, Mrs. Silverman wishes to compromise and settle her indebtedness and has offered \$727.34, through her counsel Samuel Silverman, Esq., in full settlement of her note and accrued interest, also the satisfaction of the judgment of record; and,

Whereas, A sworn financial statement has been submitted by the debtor, setting forth an insolvent financial condition; Now, Therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to accept the sum of \$727.34 in full settlement of the unsecured judgment note of Mrs. Jennie R. Silverman, dated October 5, 1933 in the sum of \$3,000.00, and accrued interest thereon from December 6, 1933, and upon receipt of the sum of \$727.34, the City Controller be and he is hereby authorized and directed to satisfy the judgment of record entered at D. S. B. No. 751 April Term, 1937, and he shall be relieved from further accounting for said note.

Passed October 2, 1939.

Approved October 4, 1939.

Resolution Book 9, Page 397.

No. 147

Whereas, A recent decision in the Common Pleas Court of Allegheny County, in the case of John Wilds et al. vs. The School District of the City of McKeesport, at No. 1616 April Term, 1939, has resulted in rendering less certain the restrictions heretofore placed upon the bonding power of municipalities; and,

Whereas, An appeal from the order of the court is now pending in the Supreme Court of Pennsylvania at No. 238 March Term, 1939; and,

Whereas, The appellant taxpayers have inadequate funds with which to prosecute said appeal; and,,

Whereas, The City Solicitor, the City Controller and the City Controller's Solicitor are of the opinion that the question involved is of sufficient importance to warrant the intervention of the City of Pittsburgh and the City Controller as amici curiae, so that a decision of our highest tribunal may be obtained for the future guidance of the City of Pittsburgh and other municipalities; Now, Therefore,

Be It Resolved that the City Solicitor be, and he is hereby, authorized to file a petition for the intervention of the City of Pittsburgh and the City Controller as amici curiae in the case of John Wilds et al. vs. The School District of the City of McKeesport, to assist in the preparation of the brief, and to print the requisite records and brief at the cost of the City.

Passed September 25, 1939.

Pittsburgh, October 7, 1939.

I do hereby certify that the foregoing resolution, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval on September 26, 1939, and that the Mayor failed to approve or disapprove the same, or to return the same to Council within ten (10) days from said date, whereupon it became a law without his approval, under the provisions of the Act of Assembly in such cases made and provided.

Resolution Book 9, Page 398.

No. 148

Resolved, That the Mayor or the Director of the Department of Public Works be and he is hereby authorized and directed to forward telegraphic communication to the Regional Director, M. E. Gilmore, at New York, advising of the intention of the City of Pittsburgh to promptly accept the Offer of the United States of America, dated October 5, 1939, designated as PW 92122-2 and applying to Docket No. Pa. 1634-F.

Passed October 9, 1939. Read and adopted.

Approved October 11, 1939.

Resolution Book 9, Page 398.

No. 149

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Louis Haas, of 823 N. Euclid avenue, Pittsburgh, Pa., in the amount of \$2.00, refunding fine imposed by Magistrate Sullivan for blocking a driveway in the City of Pittsburgh, said Haas later having been discharged by Magistrate Lucas,—and charge same to Code Account No. 42, Contingent Fund.

Passed October 9, 1939, by a two-thirds vote.

Approved October 13, 1939.

Resolution Book 9, Page 399.

No. 150

Whereas, Under date of October 27, 1931, there were deposited with the Colonial Trust Company, as Custodian, certain notes, both promissory and judgment, and other collateral, as security for the account of the City of Pittsburgh with the Pennsylvania Trust Company, now in liquidation by the Secretary of the Commonwealth of Pennsylvania, Receiver; and,

Whereas, On October 4, 1938, the City of Pittsburgh, by order of the Court of Common Pleas of Allegheny County, at No. 3721 January Term, 1934, acquired the absolute ownership and possession of the unconverted pledged securities deposited under Agreement with the Colonial Trust Company as Trustee; and,

Whereas, One such security is the collateral note of Edward J. McKenna, deceased, dated February 13, 1931, in the sum of \$7,892.50, with interest accrued thereon at the rate of 6% from October 9, 1932, secured by the pledge of 55 shares of the Capital Stock of the Washington Trust Company, Pittsburgh, Pennsylvania; and,

Whereas, Edward J. McKenna died on March 20, 1939, interstate, his estate being insolvent and letters of administration have not been applied for or granted; and,

Whereas, The City of Pittsburgh must

depend upon the proceeds from the sale of the collateral security for the payment of his collateral note; Now, Therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to sell the 55 shares of the Capital Stock of the Washington Trust Company, Pittsburgh, pledged as collateral security to the note of Edward J. McKenna, deceased, through a broker or stock exchange, at \$100.00 per share or better, less the usual brokerage commission; and that he is hereby authorized and directed to execute and deliver the stock; together with the necessary powers of attorney to complete the transfer of the stock to the purchaser; and further, upon receipt of the proceeds from the sale of said stock to credit the net amount received on account of the note of Edward J. McKenna, and he shall hereby be relieved from further accounting for said stock.

Passed October 9, 1939.

Approved October 13, 1939.

Resolution Book 9, Page 399.

No. 151

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$450.00 from Code Account 1364, Repairs, to Code Account 1361, Miscellaneous Services, Bureau of Accounts and Administration, Department of Lands and Buildings.

Passed October 9, 1939.

Approved October 13, 1939.

Resolution Book 9, Page 400.

No. 152

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1,500.00 from Code Account No. 1469, Fire Hose, Bureau of Fire, to Code Account No. 1468, Equipment, Bureau of Fire, Department of Public Safety.

Passed October 9, 1939.

Approved October 13, 1939.

Resolution Book 9, Page 400.

No. 153

Whereas, In response to Bill No. 2666, adopted March 20, 1939, the City Solicitor has reported that by order dated April 20, 1937, the Pennsylvania Public Utility Commission, at C.11,380 Sub. No. 20 instituted an inquiry and investigation into the reasonableness of the rates and charges of the Peoples Natural Gas Company, in which rates and charges of the Peoples Natural Gas Company, in which proceeding the City has intervened as a party complainant; and,

Whereas, The City Solicitor has further reported that the Peoples Natural Gas Company has published a new Tariff described as Public Utility Commission No. 19, effective May 16, 1939, which in his opinion is unjust, unreasonable and tends to produce an excessive rate of return; and,

Whereas, The City Solicitor has further reported that the Public Utility Commission has suspended the operation of Tariff Pennsylvania Public Utility Commission No. 19 of the Peoples Natural Gas Company until November 16, 1939, and has authority under law to extend such suspension for a period of three months thereafter; and,

Whereas, The City Solicitor has further reported that the Public Utility Commission has consolidated its investigation of rates with its suspension of the proposed new Tariff; and,

Whereas, The rates and charges of the Peoples Natural Gas Company are now excessive, and under the proposed Tariff will inflict a greater and more unjust burden upon the citizens of Pittsburgh and vicinity;

Now, Therefore, be it Resolved:

That the City Solicitor be authorized and directed in behalf of the City of Pittsburgh, to protest the approval of the new Tariff proposed by the Peoples Natural Gas Company and cooperate with the Public Utility Commission in its pending inquiry of the

rates and charges of that Company.

Passed October 16, 1939. Read and adopted.

Approved October 17, 1939.

Resolution Book 9, Page 400.

No. 154

Whereas, The appropriation for temporary employment for the Department of City Controller will be depleted October 15th, and

Whereas, It is necessary to replenish the said appropriation in order to prepare for the billing and checking of 1940 tax billing, Now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer funds as follows:

From Code Account Nos.

1064—Salaries, Regular Em- ployes -----	\$ 1,500.00
46—Judgments -----	11,000.00
	<hr/> \$12,500.00

To Code Account Nos.

1047—Wages, Temporary Em- ployes -----	\$12,000.00
1048—Miscellaneous Services--\$	500.00
	<hr/> \$12,500.00

Passed October 16, 1939.

Approved October 17, 1939.

Resolution Book 9, Page 401.

No. 155

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$400.00 from Code Account No. 1016—Salaries, Regular Employees, Office of the Mayor to Code Account No. 1018—Supplies, Office of the Mayor.

Passed October 16, 1939.

Approved October 17, 1939.

Resolution Book 9, Page 401.

No. 156

Resolved, That the Mayor be and he is hereby authorized and directed to sign a petition or petitions on behalf of the City of Pittsburgh for the vacation of the following streets in the Fourth and Fifth Wards of the City of Pittsburgh:

- (a) BATTALION WAY, in the 4th Ward, from Wyandotte street to Allequippa street;
- (b) WYANDOTTE STREET, in the 4th and 5th Wards, from former Kirkpatrick street to Whitridge street;
- (c) HILLSIDE STREET and HILLSIDE WAY, in the 5th Ward, from the westerly terminus of Hillside street, to a point 111.54 feet east of Whitridge street;
- (d) MOULTRIE STREET, in the 4th and 5th Wards, from a point 38.48 feet north of Orr street to Desplane way;
- (e) WADSWORTH STREET, in the 5th Ward, from Soho street to a point 483.80 feet west of Robinson street;
- (f) EMMETT STREET, in the 5th Ward, from Soho street to Wadsworth street;
- (g) UNNAMED 20-foot WAY, in the 5th Ward, from Carrillo street to Robinson street;
- (h) WHITRIDGE STREET, in the 5th Ward, from Berthoud street to Wyandotte street;
- (i) ROBINSON STREET, in the 5th Ward, from Berthoud street to Corrillo street;
- (j) CARRILLO STREET, in the 5th Ward, from Whitridge street to Robinson street;
- (k) ALLES WAY, in the 5th Ward, from Whitridge street to Robinson street;
- (l) BERTHOUD STREET, in the 5th Ward, from Whitridge street to Morgan street;
- (m) BURROWS STREET, in the 4th Ward, from Mohawk street to a property line 30.23 feet north of the first angle north of Mohawk street;
- (n) SOHO STREET, in the 4th and 5th Wards, from a point 115.23 feet south of Reed street to a

- point 197.58 feet south of Wyandotte street;
- (o) STARK PLACE, in the 5th Ward, from Wyandotte street to Wadsworth street;
 - (p) MOHAWK STREET, in the 4th Ward, from a property line 177.65 feet west of Miami street to a property line 102.22 feet east of Burrows street;
 - (q) MIAMI STREET, in the 4th Ward, from Emma street to Mohawk street;
 - (r) TERRACE STREET, in the 4th Ward, from Miami street to Whitridge street;
 - (s) DUNBAR WAY, in the 4th Ward, from Miami street to Whitridge street;
 - (t) HILLSIDE STREET, in the 4th Ward, from Wyandotte street to Gazzam street;
 - (u) EMMA STREET, in the 4th Ward, from Hillside street to Whitridge street;
 - (v) AUDLEY STREET, in the 4th Ward, from Emma street to Battallion way;
 - (w) ALLEQUIPPA STREET, in the 4th Ward, from a point 533.74 feet west of the first angle west of Battallion way to Whitridge street;
 - (x) SAVILLA WAY, in the 4th Ward, from Battallion way to Whitridge street;
 - (y) UNNAMED 40-foot STREET, in the 4th Ward, contiguous to the easterly line of Lot No. 422 in J. M. Gazzam's Revised Plan, from Mohawk street to a property line 101.68 feet southwardly therefrom;
 - (z) UNNAMED 5-foot WAY, in the 4th Ward, 225.27 feet east of Hillside street, and extending from Wyandotte street to Emma street;
 - (a-1) UNNAMED 5-foot WAY, in the 4th Ward lying between Lots Nos. 513 and 514 in J. M. Gazzam's Revised Plan and extending from Gazzam street to Allequippa street.
 - (b-1) GAZZAM STREET, in the 4th Ward, from a point 164.88 feet west of the first angle west of

- Hillside street to Audley street;
- (c-1) PILOT WAY, PUEBLO STREET, MALTA WAY and ALVA WAY, in the 4th Ward, all extending from Mohawk street to Allequippa street; OMAR STREET, in the 4th Ward, from Pueblo street to Miami street; and SUNBURY WAY, in the 4th Ward, from Alva street to Miami street;
 - (d-1) GAZZAM WAY, in the 4th Ward, from Battallion way to its easterly terminus at a 20 foot unnamed way;
 - (e-1) UNNAMED 20-foot WAY, in the 4th Ward, bordering on the westerly line of Lot No. 112 in the E. P. Jones Plan, at a point 120 feet west of Whitridge street and extending from Emma street to Allequippa street;
 - (f-1) UNNAMED 20-foot WAY, in the 4th Ward, lying parallel to and 100 feet north of Terrace street and extending from Allequippa street to Whitridge street;
 - (g-1) ANDERSON STREET, BIDDLE STREET, an UNNAMED 24-foot WAY, in the 4th Ward, parallel to and midway between Anderson and Biddle streets, and an UNNAMED 24-foot WAY, in the 4th Ward, parallel to and 100.0 feet west of Biddle street, all extending from Allequippa street to Mohawk street;
 - (h-1) HAVRE STREET, in the 4th Ward, from Allequippa street to its southerly terminus at a property line 278.09 feet south of Dunbar way;
 - (i-1) WHITRIDGE STREET, in the 4th Ward, from Terrace street to its southerly terminus at the southerly line of J. P. Bailey's Plan.
 - (j-1) WARING STREET, in the 5th Ward, from Breckenridge street to Berthoud street; BERTHOUD STREET, in the 5th Ward, from Eunice street to Whitridge street; ALLES STREET, in the 5th Ward, from Eunice street to Whitridge street; EUNICE STREET, in the 5th Ward, from Berthoud street to Whitridge street; an UNNAMED 10-foot WAY, in the 5th Ward, from Waring street to Berthoud street,

and an UNNAMED 30-foot STREET, in the 5th Ward, from Berthoud street to Alles street.

Passed October 16, 1939.

Approved October 17, 1939.

Resolution Book 9, Page 402.

No. 157

Resolved, That the Director of the Department of Public Welfare be and he is hereby authorized to grant a leave of absence from duty, with full pay for a period of four months beginning August 24, 1939, to Herman Trautman, Electrician at the Pittsburgh City Home and Hospitals, Mayview, Pa., due to illness.

Passed October 16, 1939.

Approved October 17, 1939.

Resolution Book 9, Page 403.

No. 158

Whereas, During 1936, a sidewalk was constructed at the property of Edward J. Quirk and Helen Quirk, his wife, located at 1136 Brookline Boulevard, 19th Ward, Pittsburgh, and

Whereas, A lien was filed in error, by the Street Lien Clerk, and recorded at M. L. D. No. 6 July term, 1936, in the amount of \$26.96, which was paid to the City Treasurer, March 30th, 1936; Therefore be it

Resolved, That the City Solicitor be and he is hereby authorized and directed to satisfy the records in the amount of \$26.96, plus interest and all other charges against the property described above and owned by Edward J. Quirk and Helen Quirk, his wife.

Passed October 16, 1939.

Approved October 17, 1939.

Resolution Book 9, Page 403.

No. 159

Whereas, During August 29, 1938, a

sidewalk was constructed at the property of Joseph B. and Olive E. Simms, located at 1815 Webster Avenue, and

Whereas, A lien was filed in error, by the Lien Clerk, amounting to \$58.83, and recorded at M. L. D. No. 132 April term, 1939; Therefore, be it

Resolved, That the City Solicitor be and he is hereby authorized and directed to satisfy the records in the amount of \$58.83, which was paid to the City Treasurer March 22nd, 1939, plus interest and all other charges against property described above and owned by Joseph B. and Olive E. Simms.

Passed October 16, 1939.

Approved October 17, 1939.

Resolution Book 9, Page 404.

No. 160

Whereas, Under date of October 27, 1931, there were deposited with the Colonial Trust Company, as Custodian, certain notes both promissory and judgment, and other collateral, as security for the account of the City of Pittsburgh with the Pennsylvania Trust Company, now in liquidation by the Secretary of Banking of the Commonwealth of Pennsylvania, Receiver; and,

Whereas, On October 4, 1938 the City of Pittsburgh by Order of the Court of Common Pleas of Allegheny County at No. 3721 January Term, 1934, acquired the absolute ownership and possession of the unconverted pledged securities deposited under Agreement with the Colonial Trust Company as Trustee; and,

Whereas, One such security is the unsecured judgment note of Albert C. Hirsch, dated November 1, 1933, in the sum of \$350.00, with accrued interest thereon from December 1 1937; and,

Whereas, Mr. Hirsch offers to pay the principal of said note in full providing all interest on the indebtedness is abated; Now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to accept \$350.00 in full payment and settlement of the unsecured judgment note of Albert C. Hirsch, Esq., dated November 1, 1933, in the sum of \$350.00 and accrued interest from De-

cember 1, 1937, and upon receipt of the \$350.00 the City Controller be and he is hereby authorized and directed to deliver said note to Albert C. Hirsch, and he shall be thereby relieved from further account therefor.

Passed October 16, 1939.

Approved October 17, 1939.

Resolution Book 9, Page 404.

No. 161

Whereas, Under date of October 27, 1931, there were deposited with the Colonial Trust Company, as Custodian certain notes, both promissory and judgment, and other collateral, as security for the account of the City of Pittsburgh with the Pennsylvania Trust Company, now in liquidation by the Secretary of Banking of the Commonwealth of Pennsylvania, Receiver; and,

Whereas, On October 4, 1938 the City of Pittsburgh by order of the Court of Common Pleas of Allegheny County at No. 3721 January Term, 1934, acquired the absolute ownership and possession of the unconverted pledged securities deposited under Agreement with the Colonial Trust Company as Trustee; and

Whereas, One such security is the unsecured promissory note of D. Gondelman, dated November 13, 1933, in the sum of \$283.25, with accrued interest thereon from January 3 1934; and,

Whereas, A suit in assumpsit was brought at No. 2595 April Term 1939 in the Court of Common Pleas of Allegheny County to which the debtor filed an affidavit of defense denying liability; and,

Whereas, D. Gondelman wishes to avoid further litigation and has offered the total sum of \$100.00, payable as follows: a certified check for \$50.00 with the offer and five (5) checks for \$10.00 each, payable \$10.00 every thirty days beginning September 2, 1939 to January 2, 1940 inclusive, in full settlement of the debt including accrued interest also the satisfaction of the suit entered of record; and,

Whereas, The debtor has submitted a sworn statement of his assets and liabilities, setting forth an insolvent condition; Now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to accept the total sum of \$100.00, in full settlement of the unsecured promissory note of D. Gondelman, dated November 13, 1933 in the sum of \$283.25, and accrued interest from January 3, 1934 and upon receipt of the sum of \$100.00 the City Controller be and he is hereby authorized and directed to satisfy the suit entered of record at No. C2595 April Term 1939, and he shall hereby be relieved from further accounting for said note.

Passed October 16, 1939.

Approved October 17, 1939.

Resolution Book 9, Page 404.

No. 162

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$540.00 from Code Account No. 1443, A-1, Salaries, Bureau of Police, to Code Account No. 1481 A-1, Salaries, Regular Employees, Bureau of Building Inspection.

Passed October 23, 1939.

Approved October 25, 1939.

Resolution Book 9, Page 405.

No. 163

Resolved, That the City Treasurer and Collector of Delinquent Taxes be and he is hereby authorized and directed to accept the sum of \$918.14, in full settlement of metered water rents on property of Rose M. Coe located at 2438-40-42-44-46-48 Webster avenue and 701-03-05-07-13 Chauncey street, for the years 1936, 1937 and 1938.

Passed October 23, 1939.

Approved October 25, 1939.

Resolution Book 9, Page 406.

No. 164

Resolved, That the City Controller be

and he is hereby authorized and directed to accept the sum of \$376.00, in full settlement of claim against Anna K. Lange and Rose Smith, arising from the improvement of Baker street, for which the aforesaid property owners were assessed the sum of \$476.00 by the Board of Viewers.

Passed October 23, 1939.

Approved October 25, 1939.

Resolution Book 9, Page 406.

No. 165

Whereas, The City of Pittsburgh has filed its municipal liens at No. M. L. D. 88 January Term, 1923, and No. 91 July Term, 1922, against the property of Carl Gritzan in the 14th Ward of the City of Pittsburgh in the amount of One Hundred Fifty-six Dollars and Eighty-two Cents (\$156.82) and Seventy-five Dollars (\$75.00) respectively, and

Whereas, The said Carl Gritzan has offered the sum of One Hundred Dollars (\$100.00) in full satisfaction of the aforesaid liens and in settlement of a suit in Common Pleas Court at No. 3542 July Term, 1938, attempting to declare the aforesaid liens invalid; Therefore, be it

Resolved That the City Solicitor is hereby authorized to accept the sum of One Hundred Dollars (\$100.00) in full satisfaction of Municipal Liens No. 88 January Term, 1923 and No. 91 July Term, 1922, and satisfy the record accordingly.

Passed October 23 1939.

Approved October 25, 1939.

Resolution Book 9, Page 406.

No. 166

Whereas, J. B. Sullivan, Jr., offered the sum of \$2,000.00 in full satisfaction for compromise of all city, county and school taxes assessed against the premises located at the corner of Webster avenue and Roberts street, in the 3rd Ward, and

Whereas, It appears that such prop-

erty consists of a vacant lot, whereon at the present time \$4,384.39 is now due and owing, and

Whereas, It appears that the aforesaid sum could never be realized at a Sheriff's sale for taxes or other enforced collection of such taxes; Therefore, be it

Resolved, That providing the County of Allegheny and the School District of the City of Pittsburgh, also agree, by proper resolution, to accept the sum of \$2,000.00, to be distributed pro-rata to the City, County and School District, the City Solicitor is hereby authorized and directed to petition the Court of Common Pleas for such compromise, under Act No. 35, approved November 23, 1938.

Passed October 23, 1939.

Approved October 25, 1939.

Resolution Book 9, Page 406.

No. 167

Whereas, The City of Pittsburgh filed its Municipal Lien in the amount of \$218.98 at M. L. D. No. 10, April Term, 1936, against certain lots of George E. Kapp, located in the 13th Ward of the City of Pittsburgh, formerly a part of Penn Township, and

Whereas, Anna S. McCalmont at Fl. Fa. No. 380 April Term, 1937, proceeded with a Mortgage Foreclosure against the aforesaid lots, and the City of Pittsburgh due to an erroneous advertisement and Sheriff's Notice describing the lots as in Penn Township, failed to file its lien at the Sheriff's Sale, and

Whereas, The said Anna S. McCalmont at No. 1841 October Term, 1939, petitioned the Court to strike off the said Municipal Lien from the record, which accordingly was done by Order of the Court of Common Pleas, and

Whereas, The said Anna S. McCalmont, through her attorney, J. M. Russell agrees to pay the sum of \$75.00 in full satisfaction of the aforesaid Municipal Lien, providing the City does not take an appeal to the Superior Court from the Order of the Court striking off the Municipal Lien; Therefore, be it

Resolved, That the City Solicitor is hereby authorized and directed to accept the sum of \$75.00 in full satisfac-

tion of the Municipal Lien entered at No. 10, April Term, 1936, and satisfy the record accordingly.

Passed October 23, 1939.

Approved October 25, 1939.

Resolution Book 9, Page 407.

No. 168

Whereas, It is necessary to replenish the Code Accounts for MISCELLANEOUS SERVICES and for EQUIPMENT of the Department of City Planning, to be allocated to cover transportation expenses for the balance of this year, and also secure necessary lighting fixtures; Now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$100.00 from Code Account No. 1105, Repairs, in amounts of the sum of \$50.00 each to Code Account No. 1103, Miscellaneous Services and Code Account No. 1106, Equipment, Department of City Planning.

Passed October 30, 1939.

Approved November 1, 1939.

Resolution Book 9, Page 407.

No. 169

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$400.00 from Code Account 1242, Equipment, Municipal Hospital, to Code Account 1238, Miscellaneous Services, Municipal Hospital.

Passed October 30, 1939.

Approved November 1, 1939.

Resolution Book 9, Page 408.

No. 170

Resolved, That the Superintendent of the Bureau of Building Inspection be

and he is hereby authorized to grant a building permit for the construction of the Municipal Hospital based upon a design which complies with the 1936 Code of the American Concrete Institute, the said Superintendent being empowered to require such minor modifications and variations from the said American Concrete Institute which, in the opinion of the Superintendent of the Bureau of Building Inspection, are necessary and proper in the interests of safety.

Passed October 30, 1939.

Approved November 1, 1939'

Resolution Book 9, Page 408.

No. 171

Whereas, Mrs. John Christ, 1725 Buena Vista street, was employed by the Department of Lands and Buildings as caretaker at the Community House located at Redknap and Monterey streets, and by agreement therefore, she was to receive free rent, water, gas, light, etc.; and

Whereas, Under the terms of said agreement and with the consent of the Department of Lands and Buildings, Mrs. Christ took possession of and proceeded to clean the said building and remained for a period of seven days and incurred expenses cleaning and otherwise in the amount of \$50.00 for which she should be reimbursed.

Whereas, By proper notice from the Department of Lands and Buildings she was ordered to vacate the premises; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Mrs. John Christ in the sum of \$50.00 and charge same to Code Account No. 42, Contingent Fund, in full payment of services rendered by Mrs. John Christ.

Passed October 30, 1939, by a two-thirds vote.

Approved November 1, 1939.

Resolution Book 9, Page 408.

No. 172

Whereas, The Buhl Planetarium and Institute of Popular Science, a non-profit corporation, has erected a planetarium upon land owned by the City of Pittsburgh at Federal and West Ohio streets, which planetarium, under the Agreement between the Donors and the City of Pittsburgh, became the property of the City of Pittsburgh upon its erection; and

Whereas, The Buhl Planetarium and Institute of Popular Science is now being operated as a non-profit educational institution for the benefit of the public, the Mayor of the City of Pittsburgh and a representative of Council being members of the Board of Trustees of said corporation; Now, therefore, be it

Resolved, That the Board of Water Assessors be and they are hereby authorized and directed to exonerate all water rents charged against the Buhl Planetarium and Institute of Popular Science, located at Federal and West Ohio streets, for the year 1939 and all future years.

Passed October 30, 1939.

Approved November 1 1939.

Resolution Book 9 Page 409.

No. 173

Whereas The City of Pittsburgh at Sheriff's sale for City taxes acquired title by Sheriff's Deed dated November 23, 1912, and recorded in the Recorder's Office in Deed Book Volume No. 1776, Page No. 174, to the property formerly of Charles Henderson, located on Webster avenue near Finland street and described in said Sheriff's Deed; and,

Whereas, More than one year has elapsed since the City acquired such title and under the Act of May 21, 1937, P. L. 787, the City may sell such real estate at private sale and accept any sum less than the amount of taxes, penalties and interest due, subject to the approval, upon petition, of the Court of Common Pleas, and subject also to the claims of other taxing authorities in proportion to their tax claims; and,

Whereas, Theron B. Hamilton and

Marie C. Hamilton of 2703 Breckenridge street, Pittsburgh, Pa., have offered the sum of \$240.00 for the purchase of the said real estate under and subject to the terms of the aforesaid Act of Assembly; Therefore, be it

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of the aforesaid real estate in accordance with the aforesaid offer and Act of Assembly; and upon approval by the Court, the Mayor is hereby authorized and directed to execute and deliver a deed for said real estate.

Passed October 30, 1939.

Approved November 1, 1939.

Resolution Book 9, Page 409.

No. 174

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the following sums amounting in the aggregate to \$10,050.00, from and to certain code accounts within the Bureau of Highways and Sewers, D. P. W.

From Code Account Nos.

1621	—Wages, Temp. Emp.—	
	Jan. to Mar.-----	\$ 37.34
1622	—Wages, Temp. Emp.—	
	Apr. to June-----	49
1623	—Wages, Temp. Emp.—	
	July to Sept.-----	17.67
1630	—Wages, Temp. Emp.—	
	Jan. to Mar.-----	191.15
1631	—Wages, Temp. Emp.—	
	Apr. to June-----	2.31
1632	—Wages, Temp. Emp.—	
	July to Sept.-----	7.99
1636	—Wages, Temp. Emp.—	
	Jan. to Mar.-----	398.29
1637	—Wages, Temp. Emp.—	
	Apr. to June-----	4.15
1638	—Wages, Temp. Emp.—	
	July to Sept.-----	1.45
1643	—Wages, Temp. Emp.—	
	Jan. to Mar.-----	6.75
1644	—Wages, Temp. Emp.—	
	Apr. to June-----	1.97
1645	—Wages, Temp. Emp.—	
	July to Sept.-----	8.88

1620-1—Salaries, Temp. Emp.----	5,000.00
1642-1—Salaries, Temp. Emp.----	871.56
42-2—Budget Adjustments-----	3,500.00
	<hr/>
	\$10,050.00

To Code Account Nos.

1613 —Wages, Reg. Emp.-----	\$1,550.00
1629-1—Salaries, Temp. Emp.----	2,500.00
1635-2—Salaries, Temp. Emp.----	2,500.00
1655 —Salaries, Temp. Emp.----	1,525.00
1656 —Wages, Temp. Emp.-----	1,975.00
	<hr/>
	\$10,050.00

Passed November 6, 1939.

Approved November 9, 1939.

Resolution Book 9, Page 410.

No. 175

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1,590.00 from Code Account No. 1042—Supplies, Supervisor of City Stables to Code Account No. 1370, Wages, Regular Employees, Bureau of Operating Maintenance, Department of Lands and Buildings.

Passed November 6, 1939.

Approved November 9 1939.

Resolution Book 9, Page 410.

No. 176

Resolved, That the City Controller be and he is hereby authorized and directed to make the following transfers within the code accounts of the Filtration Division of the Bureau of Water, Department of Public Works:

From Code Account Nos.

	Amount
1741—Salaries, Reg. Emp., Filtration Division -----	\$ 644.61
1742—Wages, Reg. Emp., Filtration Division -----	303.25
1745—Wages, Reg. Lab., July to Sept., Filtration Division.-----	66.96
Total -----	\$1,014.82

To Code Account No.

	Amount
1748—Wages, Temp. Lab., Oct. to Dec., Filtration Div.----	\$1,014.82

Passed November 6, 1939.

Approved November 9, 1939.

Resolution Book 9, Page 411.

No. 177

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the following sums amounting in the aggregate to \$6,000.00, from Code Account No. 1363, Materials, Bureau of Accounts and Administration to certain other code accounts within the Department of Lands and Buildings:

To Code Account Nos.

1360—Salaries, Reg. Emp., Bureau of Accounts & Administration -----	\$ 980.00
1366—Wages, Reg. Emp., Bureau of Repairs -----	3,250.00
1367—Wages, Temp. Emp., Bureau of Repairs-----	1,770.00
	<hr/>
	\$6,000.00

Passed November 6, 1939.

Approved November 9, 1939.

Resolution Book 9, Page 411.

No. 178

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of One Hundred Thirty (\$130.00) Dollars from Code Account No. 1921, Day Camps, Bureau of Recreation, Department of Public Works, to Code Account No. 1902, Miscellaneous Services, Grounds and Buildings Division, in the same Bureau.

Passed November 6, 1939.

Approved November 9, 1939.

Resolution Book 9, Page 411.

No. 179

Resolved, That the City Clerk be authorized to issue a requisition upon the Department of Supplies for the purchase of 4,000 copies of the 1939 edition of "Civic Pittsburgh," at a cost to exceed the sum of \$490.00, and charge the same to Code Account No. 42, Contingent Fund.

Passed November 6, 1939.

Approved November 9, 1939.

Resolution Book 9, Page 412.

No. 180

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Ferdinand Taiber, for the sum of \$400.00, in full settlement of claims for damages on account of G. P. & C. of Chartiers avenue, subject to the approval of the Law Department of the City of Pittsburgh and the entry of a verdict for the amount of \$400.00, and charge the same to Code Account No. 42, Contingent Fund.

Passed November 6, 1939, by a two-thirds vote.

Approved November 9, 1939.

Resolution Book 9, Page 412.

No. 181

Resolved, That the City Controller be and he is hereby authorized and directed to make the following transfers within the code accounts of the Distribution Division of the Bureau of Water, Department of Public Works.

From Code Account No.

	Amount
1780—Wages, Temp. Lab., July to Sept.	\$2,386.38

To Code Account Nos.

	Amount
1783—Miscellaneous Services	\$ 286.38
1784—Supplies	1,000.00

1785—Materials	800.00
1788—Equipment & Machinery ..	300.00

Total\$2,386.38

Passed November 13, 1939.

Approved November 15, 1939.

Resolution Book 9, Page 412.

No. 182

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$800.00 from Code Account No. 1773, Repairs to Code Account No. 1771, Supplies, Mechanical Division, Bureau of Water, Department of Public Works.

Passed November 13, 1939.

Approved November 15, 1939.

Resolution Book 9, Page 413.

No. 183

Whereas, Council has authorized the Department of Law to make a mass transportation survey, and that work has progressed to the point where results of that survey are being computed; Therefore, be it

Resolved, That the Department of City Planning be directed to turn over to the Department of Law the remainder of the books and records of the Transit Commission for use in their work, and for such time as the Department of Law may desire.

Passed November 13, 1939.

Approved November 15, 1939.

Resolution Book 9, Page 413.

No. 184

Resolved, That upon payment of the sum of One Hundred and Ninety-five (\$195.00) Dollars, the City Solicitor be and he is hereby authorized and empowered to release from the lien of the judgment entered on September 29, 1939, in suit of John H. Ward & Sons

Company v. City of Pittsburgh at No. 1768 April Term, 1932, in the Court of Common Pleas of Allegheny County, Pennsylvania, (said suit being an appeal from an award of Viewers in the matter of the grading, paving and curbing of Bennett street at No. 1083 January Term, 1932, in said Court) the following described portion of the property bound by the lien of said judgment, to-wit:

ALL that certain lot of ground situate in the 13th Ward of the City of Pittsburgh, County of Allegheny, State of Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at a point on the northerly line of Batavia street, distant 65.82 feet northeastwardly from a point at the northeast corner of Bennett street and Wheeler street; thence extending northeasterly along the northerly line of Bennett street 105.83 feet to a point; thence northwardly 20.54 feet to a point; thence westwardly 100.29 feet to a point; and thence southwardly 49.73 feet to the point at the place of beginning. Being lot marked V-5 on plan of the Board of Viewers attached to the Viewers' report at No. 1083 January Term, 1932.

Passed November 13, 1939.

Approved November 15, 1939.

Resolution Book 9, Page 413.

No. 185

Whereas, Reed B. Coyle, 1000 Arrott Building, Pittsburgh, Pa., offers the City of Pittsburgh the sum of \$440.00 for all its right, title and interest in a City-owned lot located on Middletown road, corner of Tyndal street, in the 28th Ward, bounded and described as follows:

"Being lot marked V-62 on plan attached to Viewers Report at No. 2405 January Term 1926, Docket A.

Beginning at a point on the S. W. line of Middletown road which point is distant 456 feet N. W. from a point at the S. W. Corner of Middletown road and Dunnels street; thence extending N. W. along the S. W. line of said Middletown road 50 ft. to a point on the S. E. line of an unnamed 20 ft. Way;

thence extending S. W. along the S. E. line of an unnamed 20 ft. Way 120.83 ft. to a point on the N. E. line of Elkins way; thence extending S. E. along the N. E. line of Elkins way 64.04 ft. to a point and thence extending N. E. 120 ft. to a point at the place of beginning."

Whereas, Reed B. Coyle has delivered a certified check in the sum of \$44.00, being 10% of his offer, to the Department of Lands and Buildings; Now, therefore, be it

Resolved, That the Mayor is hereby authorized and directed to execute and deliver a deed conveying all the City's right, title and interest in and to the aforementioned property to Reed B. Coyle for the sum of \$440.00; And, be it further

Resolved, That the purchase money shall be paid within sixty (60) days from the date hereof, or all previous payments on said property shall be forfeited, and this arrangement or agreement to sell shall be declared null and void.

Passed November 13, 1939.

Approved November 15, 1939.

Resolution Book 9, Page 414.

No. 186

Whereas, Carl A. Samuelson, 301 Raymond street, Pittsburgh, offers the City of Pittsburgh the sum of \$1,000.00 for all its right, title and interest in three (3) City-owned lots located on Raymond street, in the 14th Ward, bounded and described as follows:

"Beginning at point on the northerly line of Raymond street at the dividing line between lots numbered 222 and 223 in the Oak Grove Land Company's Plan of Lots of record in the Recorder's Office of Allegheny County, in Plan Book Volume 14, pages 118 and 119; thence westerly along the said line of Raymond street, a distance of ninety (90) feet to the dividing line between lots numbered 225 and 226 in said plan; thence northwardly along said dividing line, a distance of one hundred (100) feet to the southerly line of Overlook alley; thence eastwardly along said line of said alley a distance of ninety (90) feet to the dividing line between

lots numbered 222 and 223 aforesaid, and southwardly along said last mentioned dividing line a distance of one hundred (100) feet to the northerly line of Raymond street at the place of beginning."

Whereas, Carl A. Samuelson has delivered a certified check in the sum of \$100.00, being 10% of his offer, to the Department of Lands and Buildings; Now, therefore, be it

Resolved, That the Mayor is hereby authorized and directed to execute and deliver a deed conveying all the City's right, title and interest in and to the aforementioned property to Carl A. Samuelson for the sum of \$1,000.00; And, be it, further

Resolved, That the purchase money shall be paid within sixty (60) days from the date hereof, or all previous payments on said property shall be forfeited, and this arrangement or agreement to sell shall be declared null and void.

Passed November 13, 1939.

Approved November 15, 1939.

Resolution Book 9, Page 414.

No. 187

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1,000.00 to Code Account 1251, Miscellaneous Services, Bureau of Inspection, Department of Public Health, as follows:

From Code Account Nos.

1218—Miscel. Services, Div. Trans-	
mis. Dis. -----	\$200.00
1231—Supplies, Tb. Hospital.	500.00
1246—Supplies, Bureau of Child Welfare -----	300.00

Passed November 20, 1939.

Approved November 21, 1939.

Resolution Book 9, Page 415.

No. 188

Resolved, That the City Controller be and he is hereby authorized and di-

rected to transfer the following sums amounting in the aggregate to \$850.00, from and to certain code accounts within the Bureau of Highways and Sewers, D. P. W.

From Code Account Nos.

1625—Miscellaneous, Cleaning Highways -----	\$350.00
1647—Materials, Boardwalks & Steps -----	500.00
	\$850.00

To Code Account Nos.

1614—Miscellaneous Services, Stables & Yards -----	\$ 50.00
1615—Supplies, Stables & Yards.	500.00
1649—Cinders, Slag and Freight.	300.00
	\$850.00

Passed November 20 1939.

Approved November 21, 1939.

Resolution Book 9, Page 415.

No. 189

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sums listed below, all within the code accounts of the Bureau of Parks, Department of Public Works.

From Code Account Nos.

1798—Salaries, General Office.	\$ 31.00
1799—Miscellaneous Services.	1,403.00
1804—Salaries, Schenley Park.	495.00
	\$1,929.00

To Code Account Nos.

1800—Supplies -----	\$1,403.00
1802—Repairs -----	31.00
1806—Wages, Temp., Schenley Park -----	495.00
	\$1,929.00

Passed November 20, 1939.

Approved November 21, 1939.

Resolution Book 9, Page 416.

No. 190

Whereas, It is necessary to replenish

the Code Account for Supplies of the Department of City Planning, to be allocated to cover blueprinting and other incidental supplies for the balance of this year; Now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of two hundred (\$200.00) Dollars from Code Account No. 1102, Salaries, Regular Employees to Code Account No. 1104, Supplies, Department of City Planning.

Passed November 20, 1939.

Approved November 21, 1939.

Resolution Book 9, Page 416.

No. 191

Whereas, The Materials Account in the Department of Public Welfare is not sufficient for the balance of the year; and

Whereas, It is necessary that certain materials be purchased; Therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer \$2,700.00 from Code Account 1290-12, Supplies, Emergency Appropriation, to Code Account 1290-13, Materials.

Passed November 20, 1939.

Approved November 21, 1939.

Resolution Book 9, Page 416.

No. 192

Whereas, The Pittsburgh Laundries, Inc., 2017 Wyandotte street, 5th Ward, Pittsburgh, Pa., had a water meter which failed to register the water passing thru it during the second quarter of the year 1939 because of the defective condition of the meter; and

Whereas, The Board of Water Assessors and the Pittsburgh Laundries, Inc., agreed that the amount of water shown by the said meter to have been consumed during the third quarter of 1939 should be accepted as the meter reading for the second quarter of 1939; and,

Whereas, In accordance with the above adjustment, the bill for the second

quarter is Thirteen Hundred Ninety-seven Dollars and Sixty-four (\$1,397.64) Cents for the second quarter of 1939; Now, therefore, be it

Resolved, That the City Delinquent Tax Collector be and he is hereby authorized and directed to issue his receipt in full payment of that portion of the water bill of the Pittsburgh Laundries, Inc., for the second quarter of 1939 subject to above mentioned adjustment upon payment to him of \$1,397.64.

Passed November 20, 1939.

Approved November 21, 1939.

Resolution Book 9, Page 417.

No. 193

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the following sums amounting in the aggregate to \$8,436.00, from and to certain code accounts within the Bureau of Highways and Sewers, D. P. W.:

From Code Account Nos.

1620-1—Salaries, Temp. Emp.	\$4,000.00
1655 —Salaries, Reg. Emp.	1,136.00
1657 —Miscellaneous Services	1,900.00
1660 —Repairs	900.00
1661 —Equipment	500.00
	<hr/>
	\$8,436.00

To Code Account Nos.

1629-1—Salaries, Temp. Emp.	\$3,500.00
1635-2—Salaries, Temp. Emp.	500.00
1655-1—Salaries, Temp. Emp.	1,712.00
1656 —Wages, Temp. Emp.	1,224.00
1659 —Materials	1,500.00
	<hr/>
	\$8,436.00

Passed November 27, 1939.

Approved November 29, 1939.

Resolution Book 9, Page 417.

No. 194

Whereas, There are not sufficient funds in Code Account 1004 Newspaper Advertising, City Clerk, to pay November bills; Therefore, be it

Resolved, That the City Controller

be and he is hereby authorized and directed to transfer the sum of \$1,200.00 from Code Account 1001, Salaries, Regular Employees, Council and City Clerk, to Code Account 1004, Newspaper Advertising, City Clerk.

Passed November 27, 1939.

Approved November 29, 1939.

Resolution Book 9, Page 417.

No. 195

Resolved, That the City Controller be and he is hereby authorized and directed to transfer sums listed below, all within Code Accounts of the Department of Public Works.

From Code Account Nos.

1506	—Salaries, Chief Engineer's Office	\$1,790.00
1517	—Equipment, Garage and Repair Shop	300.00
1579	—Equipment, Bridge Repairs	150.00
1597-5	—Equipment, Public Utilities	90.00
1598	—Salaries, Deed Registry	242.00
1628	—Repairs, Cleaning Highways	100.00
1775	—Salaries, Distribution Division	500.00
		<hr/> \$3,172.00

To Code Account Nos.

1515	—Materials, Garage and Repair Shop	\$2,000.00
1516	—Repairs, Garage and Repair Shop	1,124.00
1642	—Cement Walks	48.00
		<hr/> \$3,172.00

Passed November 27, 1939.

Approved November 29, 1939.

Resolution Book 9, Page 418.

No. 196

Resolved, That the City Controller be and he is hereby authorized and directed to make the following transfer of funds in the Department of Law, from

From Code Account Nos.

1075	—Miscellaneous Services	\$ 6,000.00
1080	—Prep. and Pros. Litigation against Public Service Cos.	4,000.00
1085	—Reorganization of Pittsburgh Railways Co.	4,500.00

Total ----- \$14,500.00

To Code Account Nos.

1076	—Witness Fees	\$12,000.00
1078	—Supplies	2,500.00

Total ----- \$14,500.00

Passed November 27, 1939.

Approved November 29, 1939.

Resolution Book 9, Page 418.

No. 197

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$900.00 from Code Account 1364, Repairs, to Code Account No. 1362, Supplies, Bureau of Accounts and Administration, Department of Lands and Buildings.

Passed November 27, 1939.

Approved November 29, 1939.

Resolution Book 9, Page 418.

No. 198

Resolved: That the City Controller be and he is hereby authorized and directed to transfer the sum of Four Hundred and no/100 (\$400.00) Dollars from Code Account No. 50, Election Expenses, to Code Account No. 1051, Equipment, Department of City Controller.

Passed November 27, 1939.

Approved November 29, 1939.

Resolution Book 9, Page 419.

No. 199

Whereas, At No. 234 of 1937 Taylor Brothers Company, a corporation ex-

isting under the laws of Pennsylvania, entered suit against the City of Pittsburgh in the County Court of Allegheny County, Pennsylvania, for damages sustained to its property at No. 942-952 Penn avenue, Pittsburgh, Pennsylvania, by reason of a certain automobile while being driven in a westerly direction on Penn avenue suddenly and forcibly swerving across the street and running into and through a plate glass window belonging to the said Taylor Brothers Company, and

Whereas, It is alleged by Taylor Brothers Company that the aforesaid accident occurred because of a number of deep depressions in the cart-way of Penn avenue, and existing a long time, causing the driver of the automobile to lose control thereof, and

Whereas, On September 5, 1939 Taylor Brothers Company executed a written release forever acquitting and discharging the City of Pittsburgh from any and all liability arising out of the aforesaid accident, and will enter a discontinuance of the suit at No. 234 of 1937 upon the docket of the County Court of Allegheny County, Pennsylvania, upon condition that the City of Pittsburgh receipts for record costs due the City by reason of bringing in the operator of the automobile as an additional defendant, Now, Therefore

Be It Resolved, That the City Solicitor be and he is hereby authorized and directed to receipt of record in the County Court of Allegheny County, Pennsylvania, for all costs accruing to and due the City of Pittsburgh by reason of the suit entered against it in the County Court of Allegheny County at No. 234 of 1937 by Taylor Brothers Company, a corporation, on condition that the said Taylor Brothers Company enter upon the record in the County Court of Allegheny County, a discontinuance of the aforementioned suit.

Passed November 27, 1939.

Approved November 29, 1939.

Resolution Book 9, Page 419.

No. 200

Whereas, John Marloff is the owner of certain land in the 32nd Ward

of the City of Pittsburgh, fronting on Whited street and Milan avenue, which for some years past and is now being used by the City of Pittsburgh as a playground, and

Whereas, As a rental thereof the City has agreed to exonerate said land from City Taxes: Now Therefore, be it

Resolved, That the Department of Assessors be and it is hereby directed to exonerate the City taxes for the year 1940 assessed against the said tract of land owned by the said John Marloff consisting of seven acres in the 32nd Ward of the City of Pittsburgh, fronting on Whited street and Milan avenue, said land having been used for some years back as a playground and is now being used and occupied by the City as a playground.

Passed November 27, 1939.

Approved November 29, 1939.

Resolution Book 9, Page 420.

No. 201

Resolved, That the City Solicitor be authorized to effect a settlement of the claim of Emma M. Ritz in re improvement of Charters avenue, for the sum of \$2,425.00; and be it further

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Emma M. Ritz, for the sum of \$2,425.00, subject to the approval of the Law Department of the City of Pittsburgh and the entry of a verdict for the amount of \$2,425.00, and charge the same to Code Account No. 42, Contingent Fund.

Passed November 27, 1939, by a two-thirds vote.

Approved November 29, 1939.

Resolution Book 9, Page 420.

No. 202

Resolved, That the Mayor and the Director of the Department of Public Works be authorized to file an Amended Application for additional grant

from the Federal Works Agency, Public Works Administration, for the completion of alterations and additions to the Tuberculosis Sanatorium at Leech Farm and including the necessary equipment therefor at a total increase cost of \$335,000.00, and that the proper Federal Officials be informed that the Committee on Finance consists of all the members of City Council.

Passed December 4, 1939.

Approved December 5, 1939.

Resolution Book 9, Page 420.

No. 203

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1,000.00 from Code Account No. 1141, Miscellaneous Services, Board of Water Assessors, to Code Account No. 1140, Salaries, Regular Employees.

Passed December 4, 1939.

Approved December 5, 1939.

Resolution Book 9, Page 421.

No. 204

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$2,000.00 from Code Account No. 1414—Supplies, to Code Account No. 1412—Wages, Regular Employees, Division of Garage and Repair Shop, Department of Public Safety.

Passed December 4, 1939.

Approved December 5, 1939.

Resolution Book 9, Page 421.

No. 205

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$285.00 from Code Account No. 1101-1—Equipment, to Code Account No. 1100—Miscellaneous Services, Civil Service Commis-

sion.

Passed December 4, 1939.

Approved December 5, 1939.

Resolution Book 9, Page 421.

No. 206

Whereas, Ordinance No. 316, approved November 16th, 1935, authorized and directed the City Controller to employ the firm of Hosack, Speck, Conniff and Wood to establish the City of Pittsburgh to refunds of Federal Taxes; and,

Whereas, The said firm of Hosack, Speck, Conniff and Wood have secured refunds in the amount of \$343.07, which have been paid into the Treasury of the City of Pittsburgh, 50% of which is their fee under the terms of the ordinance directing their employment; Now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of Hosack, Speck, Conniff and Wood, in the sum of \$171.53, for services in securing refunds as aforesaid, and charge same to Code Account No. 42, Contingent Fund.

Passed December 4, 1939, by a two-thirds vote.

Approved December 5, 1939.

Resolution Book 9, Page 421.

No. 207

Whereas, No appropriation was made for the Celebration of Memorial Day Exercises for the Jewish War Veterans Post No. 49, and

Whereas, The said Jewish War Veterans have requested payment of the expenses incurred namely \$194.50; Now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of the Jewish War Veterans Post No. 49 in the amount of \$194.50, in full payment for expenses incurred for the celebration of Memorial Day for the year 1939, and

charge same to Code Account 42, Contingent Fund.

Passed December 4, 1939, by a two-thirds vote.

Approved December 5, 1939.

Resolution Book 9, Page 422.

No. 208

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$5,650.00 from Code Account 42-2, Contingent Fund, Budget Adjustments to Code Accounts as follows:

\$ 150.00 to Code Account 1366

\$5,500.00 to Code Account 1370 for the payment of salaries of positions created and wage increases since January 9, 1939.

Passed December 11, 1939.

Approved December 13, 1939.

Resolution Book 9, Page 422.

No. 209

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the following sums amounting in the aggregate to \$1,114.11, from and to certain code accounts within the Bureau of Highways and Sewers, and Division of Garage and Repair Shop, D. P. W.

From Code Account Nos.

1604	—Miscellaneous Services—	
	General Office	\$ 90.00
1605	—Supplies, General Office	71.81
1611	—Supplies, Div. Offices..	8.55
1616	—Materials, Stables and	
	Yards	136.16
1618	—Equipment, Stables and	
	Yards	20.00
1634	—Miscellaneous Services,	
	Repairing Highways ..	40.00
1635	—Materials, Repairing	
	Highways	125.00
1635-1	—Equipment, Repairing	
	Highways	185.52
1640	—Supplies, Cleaning &	
	Repairing Sewers &	
	Sewer Drops	24.57

1641	—Materials, Cleaning &	
	Repairing Sewers &	
	Sewer Drops	4.01
1641-1	—Equipment, Cleaning &	
	Repairing Sewers &	
	Sewer Drops	131.92
1647	—Materials, Boardwalks &	
	Steps	248.24
1648	—Equipment, Boardwalks	
	and Steps	3.65
1651	—Materials, Platforms &	
	Stands	24.68
		<hr/>
		\$1,114.11

To Code Account Nos.

1514	—Supplies, Div. of Garage	
	& Repair Shop	\$1,024.11
1617	—Repairs, Stables and	
	Yards	90.00
		<hr/>
		\$1,114.11

Passed December 11, 1939.

Approved December 13, 1939.

Resolution Book 9, Page 423.

No. 210

Resolved, That the City Controller be and he is hereby authorized and directed to transfer sums listed below, all within the code accounts of the Bureau of Recreation, Department of Public Works.

From Code Account Nos.

1905	—Materials, Grds. & Bldgs..	\$ 200.00
1907	—Equipment, Grds. & Bldgs.	355.50
1908	—Sal. Reg. Emp., Women	
	& Children	195.00
1909	—Wages Temp. Emp., Wo-	
	men & Children	105.00
1915	—Wages Temp. Emp., Men	
	& Boys	31.00
1920	—Wages Temp. Emp., Sum-	
	mer Swim. Pools	1,348.50
1921	—Day Camps	617.50
1924	—Wages Temp. Emp., Oliver	
	Pool	74.00
1929	—Wages Temp. Emp., S.	
	Murray S. P. & B. H.	164.00
1936	—Wages Temp. Emp., Car-	
	negle Lk. Swim. Pool	1,494.50
		<hr/>
	Total	\$4,585.00
	To Code Account Nos.	
1900	—Sal. Reg. Emp., Grds. &	
	Bldgs.	\$1,110.00

1901—Wages Temp. Emp., Grds. & Bldgs.	1,875.00
1904—Supplies, Grds. & Bldgs.	1,600.00
Total	\$4,585.00

Passed December 11, 1939.
Approved December 13, 1939.
Resolution Book 9, Page 423.

No. 211

Resolved, That the City Controller be and he is hereby authorized and directed to transfer sums listed below, all within the Code Accounts of the Department of Public Works.

From Code Account Nos.	
Bureau of Engineering	
1532 —Materials	\$ 100.00
1533 —Repairs	100.00
1581 —Misc. Services, Bridge Repainting	200.00
1597-3—Supplies, Pub. Utilities. Bureau of Tests	200.00
1947 —Equipment	800.00
Total	\$1,400.00
To Code Account Nos.	
Bureau of Engineering	
1531 —Supplies	\$ 400.00
1573 —Wages, Bridge Repairs.	1,000.00
Total	\$1,400.00

Passed December 11, 1939.
Approved December 13, 1939.
Resolution Book 9, Page 423.

No. 212

Whereas, It appears that the property of William Nagel and Mary Nagel, his wife, does not abut upon the line of the improvement of the Line Street sewer, and that the assessment in the amount of \$164.24 levied against it was erroneously made; Now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of William Nagel and Mary Nagel, his wife, in the amount of \$164.24 to reimburse them

for the assessment erroneously levied against their property for the construction of the Line Street sewer and charge the same to Code Account No. 42, Contingent Fund.

Passed December 11, 1939, by a two-thirds vote.

Approved December 13, 1939.
Resolution Book 9, Page 424.

No. 213

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1,000.00 from Code Account No. 1001, Council and City Clerk, Salaries, and \$500.00 from Code Account No. 1006, Equipment, City Clerk, to Code Account No. 1005, Supplies, City Clerk, for the completion of the printing of the Municipal Record for 1939.

Passed December 11, 1939.
Approved December 15, 1939.
Resolution Book 9, Page 423.

No. 214

Resolved, That the Depositories of money for the City of Pittsburgh shall be and they are designated as follows, for the year 1940:

ACTIVE ACCOUNT:

The Colonial Trust Company
Peoples-Pittsburgh Trust Company
The Union Trust Company of Pittsburgh

INACTIVE ACCOUNT:

Allegheny Trust Company
Brookline Savings and Trust Company
The Carrick Bank
The Colonial Trust Company
Commonwealth Trust Company of Pittsburgh
Farmers Deposit National Bank
First National Bank at Pittsburgh
First National Bank at Pittsburgh (Federal Street Branch)
The Forbes National Bank of Pittsburgh
Freehold Bank
Hill Top Bank
Iron & Glass Dollar Savings Bank of Birmingham

Keystone National Bank in Pittsburgh
Manchester Savings Bank and Trust
Company

Mellon National Bank
National Bank of America in Pittsburgh
North Side Deposit Bank
Pitt National Bank
Peoples-Pittsburgh Trust Company
Peoples-Pittsburgh Trust Company (Dol-
lar and South Side Branches)
Potter Title and Trust Company
St. Clair Deposit Bank
Sheraden Bank
The Union Savings Bank of Pittsburgh,
Pa.

The Union Trust Company of Pittsburgh
Washington Trust Company of Pitts-
burgh, Pa.

West End Bank
Western Savings and Deposit Bank
William Penn Trust Company

**SPECIAL TRUST FUND—ACTIVE
ACCOUNT:**

Peoples-Pittsburgh Trust Company
Potter Title and Trust Company
P. W. A. SPECIAL CONSTRUCTION
ACCOUNT—ACTIVE AND INACTIVE:
Allegheny Trust Company
The Colonial Trust Company
Commonwealth Trust Company of Pitts-
burgh

Farmers Deposit National Bank
First National Bank at Pittsburgh
The Forbes National Bank at Pittsburgh
Keystone National Bank in Pittsburgh
Mellon National Bank
National Bank of America in Pittsburgh
Peoples-Pittsburgh Trust Company
Pitt National Bank
Potter Title and Trust Company
The Union Trust Company of Pitts-
burgh

**DELINQUENT TAX FUNDS—ACTIVE
ACCOUNT:**

Peoples-Pittsburgh Trust Company

Passed December 18, 1939. Read and
adopted.

Approved December 19, 1939.

Resolution Book 9, Page 425.

No. 215

Resolved, That the City Controller be
and he is hereby authorized and di-
rected to make the following transfers

within the Code Accounts of the Dis-
tribution Division, Bureau of Water, De-
partment of Public Works.

From Code Account No.

	Amount
1775—Salaries, Reg. Employees—	\$2,402.13
To Code Account Nos.	

	Amount
1785—Materials	\$1,200.00
1789—(Meter Repair Parts larger than 1 inch)-----	1,202.13

Total ----- \$2,402.13

Passed December 18, 1939.

Approved December 19, 1939.

Resolution Book 9, Page 426.

No. 216

Whereas, The American Reduction Co.
of Pittsburgh has instituted suit against
the City of Pittsburgh at No. 1007 Oc-
tober Term, 1939, predicated upon ser-
vices furnished by the said American
Reduction Co. during the months of Oc-
tober, November and December, 1938;
and,

Whereas, Council heretofore, pursuant
to the provisions of the Act of May 23,
1874, duly enacted, and the Mayor ap-
proved, Ordinances Nos. 535 of 1938, 598
of 1938 and 312 of 1939, authorizing the
Mayor to issue and the City Controller
to countersign warrants in favor of the
American Reduction Co., in the amounts
of \$90,629.47—\$81,618.61 and \$79,878.02,
respectively, in payment of services fur-
nished for the benefit of the City by
said American Reduction Co., without
previous authority of law; and,

Whereas, The City of Pittsburgh by
virtue of the passage of the above Ord-
inances has obligated itself under the
law for the payment of the amounts
specified, and there is no legal defense
to the Statement of Claim filed by the
American Reduction Co. for the collec-
tion of \$252,126.10, with interest from
the respective dates of the approval of
the Ordinances hereinbefore enumerated;
Now, therefore, be it

Resolved, That the City Solicitor be
and he is hereby authorized to reduce
the claim of the American Reduction
Co. to judgment of \$252,126.10, with in-

terest at the rate of 3% per annum from the dates of the approval of the Wallace Act Ordinances hereinabove mentioned, until the date of the payment of the judgment and interest above referred to.

Passed December 18, 1939.

Approved December 19, 1939.

Resolution Book 9, Page 426.

No. 217

Resolved, That the Director of the Department of Public Works be and he is hereby authorized and directed to grant a leave of absence with pay for the period from December 1, 1939, to February 29, 1940, inclusive, to Robert E. Young, Chief Clerk, Asphalt Plant, Bureau of Highways and Sewers, Department of Public Works, on account of sickness.

Passed December 18, 1939.

Approved December 19, 1939.

Resolution Book 9, Page 426.

No. 218

Whereas, Police Officer Michael Marze was injured in an automobile accident, while on duty January 31, 1934, sustaining such serious injuries that it was necessary for him to be confined in the Mercy Hospital from January 31st, 1934 to June 13, 1934, undergoing an operation and other various treatments, the cost of which, including room rent for said period, amounting to \$624.85, and

Whereas, At the time of this accident a police officer, injured while on duty, was allowed only thirty days for treatment in the hospital; therefore, the City reimbursed the Mercy Hospital in the amount of \$95.00 only, leaving a balance of \$529.85, which has never been paid; Now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Mercy Hospital, in the sum of \$529.85, for services rendered to Officer Michael Marze, and charge the same to Code Account

No. 44-M, Workmen's Compensation Fund.

Passed December 18, 1939, by a two-thirds vote.

Approved December 19, 1939.

Resolution Book 9, Page 427.

No. 219

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of G. C. Bickerton and Grace C. Bickerton, his wife, 320 Aidyl St., Brookline, Pa., in the sum of \$327.65 in full settlement of their claim for automobile completely demolished when struck by fire truck, while parked at 1505 Fifth Ave., Pittsburgh, Pa., on August 3, 1939; and charge same to Code Account No. 42, Contingent Fund.

Passed December 18, 1939, by a two-thirds vote.

Approved December 19, 1939.

Resolution Book 9, Page 427.

No. 220

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of Frank L. Marsh and Anna B. Marsh, his wife, 258 Railroad avenue, Blairsville, Pa., in the sum of \$550.00 in full settlement of their claim for personal injuries and automobile damage sustained May 9, 1939, at 6304 Penn avenue, Pittsburgh, Pa., and charge same to Code Account No. 42, Contingent Fund.

Passed December 18, 1939, by a two-thirds vote.

Approved December 19, 1939.

Resolution Book 9, Page 427.

No. 221

Resolved, That the City Solicitor be

authorized to effect a settlement of the claim of Maria Testa in the sum of \$1,300.00; And, be it further

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Maria Testa in the sum of \$1,300.00, subject to the approval of the Law Department of the City of Pittsburgh and the entry of a judgment in the amount of \$1,300.00; and charge the same to Code Account No. 42, Contingent Fund.

Passed December 18, 1939, by a two-thirds vote.

Approved December 19, 1939.

Resolution Book 9, Page 428.

No. 222

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1,000.00 from Code Account No. 1022, Salaries, Regular Employees, Police Magistrates to Code Account No. 1017, Miscellaneous Services, Office of the Mayor.

Passed December 26, 1939.

Approved December 27, 1939.

Resolution Book 9, Page 428.

No. 223

Resolved, That the City Controller be and he is hereby authorized and directed to transfer \$6,000.00 from Code Account No. 1461, Regular Salaries, Bureau of Fire, to Code Account No. 56-M, Firemen's Relief and Pension Fund, Department of Public Safety.

Passed December 26, 1939.

Approved December 27, 1939.

Resolution Book 9, Page 428.

No. 224

Resolved, That the City Controller be and he is hereby authorized and di-

rected to transfer the sum of \$3,900.00 as follows:

From Code Account Nos.

	Amount
1216—Salaries, Reg. Emp., Div. of Transmissible Diseases	\$1,241.00
1243—Salaries, Reg. Emp., Bu. of Child Welfare	388.00
1270—Salaries, Reg. Emp., Div. of Housing & Sanitary Inspection	2,271.00

Total ----- \$3,900.00

To Code Account Nos.

1249—Salaries, Reg. Emp., Bu. of Inspection	\$1,100.00
1263—Salaries, Reg. Emp., Div. of Plumbing & House Drainage	2,800.00

Total ----- \$3,900.00

Passed December 26, 1939.

Approved December 27, 1939.

Resolution Book 9, Page 429.

No. 225

Resolved, That the City Controller be and he is hereby authorized and directed to make the following transfers in the Department of Public Safety:

From Code Account No.

1447—Miscellaneous Services, Bureau of Police ----- \$700.00

To Code Account No.

1448—Carfare, Bureau of Police. \$-700.00

Passed December 26, 1939.

Approved December 27, 1939.

Resolution Book 9, Page 429.

No. 226

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1,100.00 to Code Account No. 1004, Newspaper Advertising, City Clerk, from the following Code Accounts:

No. 1001—Salaries, Council	\$ 350.00
No. 1003—Miscellaneous Services, City Clerk	150.00

No. 1006—Equipment, City Clerk..	200.00
No. 1009—Taxicab, City Clerk..	400.00
	<hr/> \$1,100.00

Passed December 26, 1939.

Approved December 27, 1939.

Resolution Book 9, Page 429.

No. 227

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$400.00 from Code Account No. 1049, Supplies, to Code Account No. 1051, Equipment, in the Department of City Controller.

Passed December 26, 1939.

Approved December 27, 1939.

Resolution Book 9, Page 429.

No. 228

Resolved, That the City Controller be and he is hereby authorized and directed to transfer sums listed below, all within the Code Accounts of the Department of Public Works.

From Code Account Nos.

1506 —Salaries, Chief Engineer's Office	\$ 190.00
1518 —Salaries, Accounting Division	100.00
1597-1—Salaries, Public Utilities	1,000.00
1608 —Salaries, Div. Offices, Highways & Sewers....	200.00
1635 —Materials Repairing Highways	400.00
1657 —Miscellaneous Services, Asphalt Plant	3,900.00
1658 —Supplies, Asphalt Plant..	200.00
1660 —Repairs, Asphalt Plant..	500.00
1661 —Equipment, Asphalt Plant	300.00
1662 —Wages, Vacations, Asphalt Plant	200.00
1754 —Equipment, Filtration Div.—Water	200.00
1755 —Salaries, Mechanical Div.—Water	1,300.00
1756 —Wages, Mechanical Div.—Water	2,000.00
1759 —Wages, Mechanical Div.—Water	40.00

1761 —Wages, Mechanical Div.—Water	600.00
1774 —Equipment, Mechanical Div.—Water	600.00
1777 —Wages, Distribution Div.—Water	500.00
1786 —Repairs, Distribution Div.—Water	500.00
1944 —Supplies, Bureau of Tests	270.00

Total

To Code Account Nos.

1613 —Wages, Stables & Yards, Highways & Sewers....	\$1,100.00
1624 —Wages, 4th Qtr., Cleaning Highways	8,100.00
1633 —Wages, 4th Qtr., Repairing Highways	3,500.00
1646 —Wages, 4th Qtr., Boardwalks & Steps.....	300.00

Total

Passed December 26, 1939.

Approved December 27, 1939.

Resolution Book 9, Page 430.

No. 229

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$2,000.00 from Code Account No. 1361, Miscellaneous Services, to Code Account No. 1362, Supplies, Bureau of Accounts and Administration, Department of Lands and Buildings.

Passed December 26, 1939.

Approved December 27, 1939.

Resolution Book 9, Page 430.

No. 230

Resolved, That the City Solicitor be and he is hereby authorized and directed to stipulate for the entry of judgment in the following suits against the City of Pittsburgh, arising out of the Annexation of the Borough of Overbrook, in the amounts and at the rate of interest specified herein, said interest rate to be computed from the respective dates hereinafter set forth:

Name of Claimant:	Principal	Interest at 3% from	Total
Hilltop Record Publishing Co., for use of St. Clair Deposit Bank. No. 542 County Court, 1935-----	\$ 709.98	12/12/29	\$ 922.93
Hilltop Record Publishing Co. No. 543 County Court, 1935-----	1,024.36	12/31/29	1,330.40
LaDonne & Casper, for use of Braddock National Bank. No. 2997 January Term, 1935-----	1,465.43	10/15/29	1,910.41
Ernst & Ernst. No. 1860 January Term, 1936-----	633.47	12/31/29	821.77
D. Carapelluci, for use of Carrick Bank No. 1398 July Term, 1935-----	10,695.00	8/15/30	13,689.89
D. Carapelluci, for use of St. Clair Sav- ings & Trust Co. No. 1351 July Term, 1935-----	6,587.68	8/15/30	8,432.41
Matthew Ott, for use of Hilltop Bank. No. 3865 January Term, 1935-----	38,920.22	2/17/33 & 8/15/30	47,912.18
James & Rocco Very, for use of Carrick Bank. No. 3606 April Term, 1935-----	3,968.05	2/17/33	4,780.47
Fabric Fire Hose Co. No. 85 County Court, 1935-----	535.00	9/15/29	699.50
James & Rocco Very, for use of Carrick Bank. No. 3607 April Term, 1935-----	1,844.50	11/12/29	2,402.85
Duquesne Slag Products Co. No. 2366 October Term, 1935-----	1,642.12	10/15/29 & other dates	2,140.32
American Tar Products Co. No. 4539 January Term, 1934-----	1,011.00	10/30/29 & other dates	1,317.21
South Hills Economist, for use of Peo- ples-Pittsburgh Trust Co. No. 1562 July Term, 1934-----	1,255.41	12/26/29 & other dates	1,632.03
T. J. McGovern, for use of the Carrick Bank. No. 3626 April Term, 1935-----	37,800.00	No interest	37,800.00
	<u>\$108,092.22</u>		<u>\$125,792.42</u>

Passed December 26, 1939.

Approved December 27, 1939.

Resolution Book 9, Page 431.

No. 231

Whereas, Certain fees for opinions as to the legality of the issuance of bonds to provide funds covering the City's share of its program of public improve-

ments to be carried out with the aid of Federal Funds furnished through the Federal Works Agency, Public Works Administration, and

Whereas, Pursuant to the terms and conditions of the Federal Grant Offers, such expenses are eligible for reimbursement by application of Federal Funds up to 45% of the disbursements account thereof, providing the items involved are cleared through the respective Construction Accounts; Now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in the amounts hereinbefore set forth, in favor of Reed, Smith, Shaw & McClay, drawn on respective construction accounts of the several Public Works Administration Dockets for payment of legal opinions furnished in connection with the issuance of bonds to provide for the City's share of the cost of Public Works Administration Program of Public Improvements:

Pa. Docket No.	Amount	Code Account
1590 -----	\$470.25	1-A
1591 -----	182.88	11-A
1599 -----	21.37	10-A
1600 -----	54.63	14-A
1601 -----	30.87	12-A
1604 -----	42.75	4-A
1612 -----	59.38	15-A
1616 -----	261.25	8-A
1631 -----	505.88	2-A
1633 -----	71.25	16-A
1635 -----	59.37	9-A
1649 -----	76.00	17-A
1968 -----	142.50	13-A
1970 -----	249.37	3-A
1996 -----	23.75	7-A
2208 -----	83.13	22-A
2299 -----	40.37	23-A
2154 -----	200.00	137
Total -----	\$2,575.00	

Passed December 29, 1939.

Approved December 30, 1939.

Resolution Book 9, Page 431.

No. 232

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of \$875.00 from Emergency Appropriation No. 1290-6; Quarantine Relief and Burials, to the following code accounts, all within the Department of Public Welfare:

1290- 7—Emergency Appro. Care

of Patients other Dis-	
tricts -----	\$200.00
1290-21—Emergency Appro. Pas-	
teur Treatment -----	450.00
1290-22—Emergency Appro. Sup-	
plies -----	225.00
	<u>\$875.00</u>

Passed December 29, 1939.

Approved December 30, 1939.

Resolution Book 9, Page 432.

No. 233

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$500.00 from Code Account 1239, Supplies, Municipal Hospital, to Code Account 1238, Miscellaneous Services, Municipal Hospital.

Passed December 29, 1939.

Approved December 30, 1939.

Resolution Book 9, Page 432.

No. 234

Resolved, That the City Solicitor is hereby authorized and directed to agree to the entry of judgment against the City of Pittsburgh and in favor of Rebecca Sobel, in the sum of Three hundred and fifty (\$350.00) dollars, in a suit pending in the Court of Common Pleas of Allegheny County at No. 540 January Term, 1937, on condition that the plaintiff, Rebecca Sobel, shall agree to the entry of said judgment in the sum of \$350.00 against the City of Pittsburgh, and the acceptance of same, as complete satisfaction of all claims against the City of Pittsburgh, in the aforesaid proceedings, for personal injuries sustained to Rebecca Sobel on April 3, 1936, on the sidewalk on St. Clair street, at the southeast corner of Bryant and St. Clair streets, Pittsburgh, Pa.

Passed December 29, 1939.

Approved December 30, 1939.

Resolution Book 9, Page 433.

No. 235

Whereas, The old Wilmot Street Bridge is about to be torn down and alongside of said location there has been erected a larger and more modern structure which will be ready for use during the coming week, said Bridge connecting the Boulevard of the Allies with Schenley Park; and,

Whereas, This Council desires to honor the memory of one of its former Councilmen, who rendered faithful service to his City and whose word was as good as his bond; and

Whereas, It is a matter of record that Charles Anderson was a member of one of Pittsburgh's oldest families. His grandfather, Robert Anderson, was appointed Postmaster of Pittsburgh 86 years ago, serving from 1853 to 1858 under two administrations, those of President Franklin Pierce and President James Buchanan. Robert Anderson also served his Country as Colonel

of the 9th Pennsylvania Reserves in the Civil War, and Councilman Charles Anderson's son, Charles Anderson, Jr., 17 years old, served his Country in the World War, being killed in action; Therefore, be it

Resolved, That said new structure shall henceforth be known as "THE CHARLES ANDERSON MEMORIAL BRIDGE," in memory of the late Councilman of that name who served the City faithfully for almost 20 years as a member of the City Council; and, be it further

Resolved, That the Mayor and the Director of the Department of Public works be requested to place upon the structure a suitable tablet bearing the name of the structure, in addition to other information concerning its erection.

Passed December 29, 1939. Read and adopted.

Approved December 30, 1939.

Resolution Book 9, Page 433.